



---

**Monday  
May 8, 1995**

---

**Part IV**

**Department of  
Commerce**

---

**Semiannual Regulatory Agenda**

DEPARTMENT OF COMMERCE (DOC)

DEPARTMENT OF COMMERCE

Office of the Secretary

13 CFR Ch. III

15 CFR Subtitle A; Subtitle B, Chs. I, II, III, VII, VIII, IX, XI, XII

19 CFR Ch. III

37 CFR Chs. I, IV, and V

48 CFR Ch. 13

50 CFR Chs. II, III, IV, and VI

Semiannual Agenda of Regulations

**AGENCY:** Office of the Secretary, Commerce.  
**ACTION:** April 1995 regulatory agenda.

**SUMMARY:** In compliance with Executive Order (E.O.) 12866 entitled “Regulatory Planning and Review” and the Regulatory Flexibility Act (Pub. L. 96-354), the Department of Commerce, in April and October of each year, publishes in the **Federal Register** an agenda of regulations under development or review over the next 12 months. Rulemaking actions are grouped according to prerulemaking, proposed rules, final rules, and rulemaking actions completed since the October 1994 agenda. The purpose of the agenda is to provide information to the public on regulations currently under review, being proposed, or issued by the Department. The agenda is intended to facilitate comments and views by interested members of the public.

The Department’s April 1995 regulatory agenda includes regulatory activities that are expected to be conducted during the period April 1, 1995, through March 31, 1996.

**FOR FURTHER INFORMATION CONTACT:**  
*Specific:* For additional information about specific regulatory actions listed

in the agenda, contact the individual identified as the contact person.  
*General:* Comments or inquiries of a general nature about the agenda should be directed to Michael A. Levitt, Assistant General Counsel for Legislation and Regulation, U.S. Department of Commerce, Washington, DC 20230; telephone: 202-482-0846.

**SUPPLEMENTARY INFORMATION:** E.O. 12866 requires agencies to publish an agenda of those regulations that are under consideration pursuant to this order. By memorandum of December 21, 1994, the Office of Management and Budget (OMB) issued guidelines and procedures for the preparation and publication of the April 1995 Unified Agenda of Federal Regulations. The Regulatory Flexibility Act, 5 U.S.C. 602(a), requires agencies to publish, in April and October of each year, a regulatory flexibility agenda which contains a brief description of the subject area of any rule which is likely to have a significant economic impact on a substantial number of small entities.

**Explanation of Information Contained in the Agenda**

Within the Department, the Office of the Secretary and various operating units may issue regulations. Operating units, such as the Economic Development Administration, the Bureau of Export Administration, the International Trade Administration, the National Institute of Standards and Technology (NIST), the National Oceanic and Atmospheric Administration (NOAA), and the Patent and Trademark Office, issue the greatest share of the Department’s regulations.

A large number of regulatory actions reported in the agenda deal with fishery management programs of NOAA’s National Marine Fisheries Service (NMFS). To avoid repetition of programs and definitions, as well as to provide some understanding of the

technical and institutional elements of the NMFS programs, a section on “Explanation of Information Contained in NMFS Regulatory Entries” is provided below.

**Explanation of Information Contained in NMFS Regulatory Entries**

The Magnuson Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*) (Act) governs the management of fisheries within the Exclusive Economic Zone (EEZ). The EEZ refers to those waters from the outer edge of the State boundaries, generally 3 nautical miles, to a distance of 200 nautical miles. Fishery Management Plans (FMPs) are to be prepared for fisheries which require conservation and management measures. Regulations implementing these FMPs regulate domestic fishing and foreign fishing where permitted. Foreign fishing can be conducted in a fishery for which there is no FMP only if a preliminary fishery management plan has been issued to govern that foreign fishing. Under the Act, eight Regional Fishery Management Councils (Councils) prepare FMPs or amendments to FMPs for fisheries within their respective areas. In the development of such plans or amendments and their implementing regulations, the Councils are required by law to conduct public hearings on the draft plans and to consider the use of alternative means of regulating.

The Council process for developing FMPs and amendments makes it difficult for NMFS to determine the significance and timing of some regulatory actions under consideration by the Councils at the time the semiannual regulatory agenda is published.

The DOC April 1995 regulatory agenda follows.

**Dated:** March 1, 1995.  
**Ginger Lew,**  
*General Counsel.*

Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
471	Contract Clauses and Solicitation Provisions for the Commerce Automated Solicitation System .....	0690-AA08
472	Standards of Ethical Conduct—Department of Commerce Supplemental Regulations .....	0690-AA23

## DOC

## Office of the Secretary—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
473	Source Evaluation Procedures and Miscellaneous Revisions to the Commerce Acquisition Regulation .....	0690-AA13
474	Modify Requirement in the Commerce Acquisition Regulation To Publish Presolicitation Notices in the Commerce Business Daily for DOC Procurements Which Will Be Performed in Foreign Countries .....	0690-AA18
475	Modify the Commerce Acquisition Regulation To Use a Deviation Version of a Federal Acquisition Regulation Clause on the Buy American Trade Agreement Acts .....	0690-AA19
476	Commerce Acquisition Regulation, Changes to the Commerce Ship Construction, Alteration, and Repair Clauses ..	0690-AA21
477	Testimony by Employees in the Production of Documents in Legal Proceedings .....	0690-AA22

## Bureau of Economic Analysis—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
478	Short Form for Reporting Small Foreign Affiliates in the BE-11, Annual Survey of U.S. Direct Investment Abroad ...	0691-AA25
479	Annual Survey of Financial Services Transactions Between U.S. Financial Services Providers and Unaffiliated Foreign Persons .....	0691-AA26

## Bureau of Economic Analysis—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
480	Benchmark Survey of U.S. Direct Investment Abroad—1994 .....	0691-AA22
481	Change in Exemption Level for BE-577, Direct Transactions of U.S. Reporter With Foreign Affiliate .....	0691-AA23
482	Benchmark Survey of Financial Services Transactions Between U.S. Financial Services Providers and Unaffiliated Foreign Persons .....	0691-AA24

## Bureau of the Census—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
483	Revision of Foreign Trade Statistics Regulations .....	0607-AA10
484	Change in the Definition of "General Use" Software From Technical Data to Commodity .....	0607-AA16

## Economic Development Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
485	Review of Regulations for Economic Development Administration—Department of Commerce .....	0610-AA47

## Economic Development Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
486	General Requirements for Financial Assistance—Design, Construction of Buildings To Accommodate the Physically Handicapped .....	0610-AA05
487	General Requirements for Financial Assistance: Employment of Expeditors or Administrative Employees; Compensation of Persons Engaged by or on Behalf of Applicants .....	0610-AA18
488	Protection of EDA's Interest in Facilities Acquired, Built, or Improved With EDA Grant Funds .....	0610-AA35
489	Public Works—Industrial Parks and Sites .....	0610-AA40
490	General Requirements for Financial Assistance—Electric and Gas Facilities .....	0610-AA43

## DOC

## Economic Development Administration—Completed/Longterm Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
491	Overall Economic Development Program—Progress Report .....	0610-AA44
492	Special Economic Development and Adjustment Assistance Grants .....	0610-AA48
493	Public Works and Development Facilities Program—Specific Types of Projects—Skill Training Center Facilities .....	0610-AA51
494	Designation of Areas; Public Works and Development Facilities Program .....	0610-AA54

## General Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
495	Nonprocurement Debarment and Suspension .....	0605-AA02
496	Uniform Administrative Requirement for Grants and Agreements With Institutions of Higher Education, Hospitals and Other Nonprofits and Commercial Organizations .....	0605-AA09

## General Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
497	Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments ....	0605-AA04
498	New Restrictions on Lobbying .....	0605-AA06

## International Trade Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
499	Procedures for Imposing Sanctions for Violation of an Antidumping or Countervailing Duty Protective Order .....	0625-AA43

## International Trade Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
500	Antidumping Duties; Countervailing Duties .....	0625-AA45

## International Trade Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
501	Antidumping Duties; Countervailing Duties .....	0625-AA32
502	Short Supply Procedures for ITA .....	0625-AA34
503	Antidumping and Countervailing Duties; Exclusions .....	0625-AA44

## Bureau of Export Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
504	Administration of State Log Exports Ban .....	0694-AB25

## DOC

## Bureau of Export Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
505	Defense Priorities and Allocations System (DPAS) .....	0694-AA02
506	Simplification of the Export Administration Regulations .....	0694-AA67
507	Implementation of Chemical Weapons Convention .....	0694-AB06

## Bureau of Export Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
508	Revision of Foreign Boycott Provisions of Export Administration Regulations .....	0694-AA11
509	Transfer of Dual-Use Items From U.S. Munitions List to the Commerce Control List .....	0694-AA52
510	Exports to Iran; Revision of Foreign Policy Controls .....	0694-AA62
511	Equipment Related to the Production of Chemical Weapons and Warfare Agents, Microorganisms and Toxins; Revisions to Australia Group Members .....	0694-AA69
512	Revisions to the Export Administration Regulations; Removal of Controls on Certain On-Highway Vehicles to Iran and Syria; Corrections and Clarifications .....	0694-AA72
513	Implementation of the Cuba Democracy Act .....	0694-AA77
514	Effect of Imported Articles on the National Security .....	0694-AB01
515	Exports of Sample Shipments in Mixtures Containing Precursors and Intermediate Chemicals; Revisions to Australia Group Members .....	0694-AB05
516	International Import Certificates, General License G-Temp Australia and PRC IC/DV Revisions .....	0694-AB07
517	Foreign Policy Controls: Crime Control, Implements of Torture, and Arms Embargo Against Rwanda .....	0694-AB08
518	Transfer of Certain Remote Sensing Satellites From the U.S. Munitions List to the CCL .....	0694-AB09
519	Clarification of Enhanced Proliferation Control Initiative (EPCI) "Catch-All" Provision and Validated License Requirements .....	0694-AB10
520	Federal Republic of Yugoslavia and UNITA in Angola .....	0694-AB11
521	Revision to the EAR; Supplement No. 2 to Part 778 .....	0694-AB12
522	Revision to the EAR; Removal of Poland From General License GNSG and Addition of Argentina and New Zealand to GNSG .....	0694-AB14
523	Revisions to the EAR: Establishment of a Standard Saving Clause .....	0694-AB15
524	Countries Eligible to Receive Supercomputers Under Special Licensing Procedures .....	0694-AB16
525	Revisions and Clarifications to Permissive Reexport and General License GLX .....	0694-AB17
526	Establishment of a New General License G-BETA for Exports of Beta Test Software .....	0694-AB18
527	Revisions to Licensing Policy for North Korea .....	0694-AB19
528	Revision to Regulations Pertaining to Exports of Samples and Mixtures Containing Precursor and Intermediate Chemicals .....	0694-AB20
529	Export to Terrorist-Supporting Countries; Parts, Components, and Materials Incorporated Abroad Into Foreign-Made Products .....	0694-AB22
530	Editorial Clarification and Corrections to the Export Administration Regulations; Removal of ECCN 1C65 .....	0694-AB23
531	Proliferation Entity List .....	0694-AB24

## Bureau of Export Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
532	Exports of Certain California Crude Oil .....	0694-AA70
533	Revisions to the Export Administration Regulations: Exports of Sample Shipments and Mixtures Containing Chemical Weapons Precursors .....	0694-AA78
534	Revisions to Controls on Missile Technology Items in Cooperation With the Missile Technology Control Regime .....	0694-AA84
535	Revisions to Controls on Items of Nuclear Proliferation Concern in Cooperation With the Nuclear Suppliers Group .....	0694-AA85
536	Additional Unmandated Restrictions on Reexports to Libya .....	0694-AA87
537	Revisions to the Export Administration Regulations: Revisions to Supplement No. 4 to Part 778, and Certain Editorial Corrections and Clarifications .....	0694-AA89
538	Offsets in Military Exports .....	0694-AA91
539	Revisions to the EAR To Implement the United Nations Embargo on Arms and Related Material to Rwanda .....	0694-AA98

## DOC

## Bureau of Export Administration—Completed/Longterm Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
540	Exports to Taiwan: Expansion of Import Certificate/Delivery Verification (IC/DV) Procedure, Shorter Processing Time Frames and General License GCG .....	0694-AB00
541	Implementation of Presidential Decision To Restrict Gift Licenses to Cuba .....	0694-AB02
542	Transfer of the International Space Station From the U.S. Munitions List to the Commerce Control List .....	0694-AB03
543	Revisions to the Export Administration Regulations; Status Information on Export License Applications .....	0694-AB04

## National Institute of Standards &amp; Technology—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
544	Fastener Quality .....	0693-AA90

## National Institute of Standards &amp; Technology—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
545	FIPS 189, Portable Operating System Interface (POSIX): Part 2: Shell and Utilities .....	0693-AA70
546	FIPS for POSIX System Administration .....	0693-AA71
547	FIPS for IRDS Export/Import File Format .....	0693-AA76
548	FIPS 188, Standard Security Label for Information Transfer .....	0693-AA99
549	FIPS 194, ODA Raster DAP .....	0693-AB12
550	Revision of FIPS 177, Initial Graphics Exchange Specification (IGES) .....	0693-AB13
551	FIPS 187, Administration Standard for the Telecommunications Infrastructure of Federal Buildings .....	0693-AB14
552	FIPS 172-1, VHSIC Hardware Description Language (VHDL) .....	0693-AB22
553	FIPS for Building Grounding and Bonding Requirements for Telecommunications .....	0693-AB23
554	Proposed Revision of FIPS 146-1, Government Open Systems Interconnection Profile (GOSIP) .....	0693-AB24
555	FIPS 119-2, Ada Programming Language .....	0693-AB25
556	Revision of FIPS 125-1, MUMPS (Massachusetts General Hospital Utility Multi-Programming System) .....	0693-AB26
557	FIPS 193, SQL Environments .....	0693-AB28
558	FIPS 192, Application Profile for the Government Information Locator Service (GILS) .....	0693-AB29
559	FIPS 152-1, Programmer's Hierarchical Interactive Graphics System (PHIGS) .....	0693-AB30
560	FIPS 21-4, COBOL .....	0693-AB32
561	Revision of FIPS 180-2, Secure Hash Standard .....	0693-AB33
562	FIPS for Cryptographic Service Calls .....	0693-AB34
563	Proposed Revision of FIPS 179, Government Network Management Profile (GNMP) .....	0693-AB35
564	Manufacturing Extension Partnership; Environmental Projects .....	0693-AB36
565	Financial Assistance for Research and Development, U.S.-Israeli Science and Technology Grant Program .....	0693-AB37

## National Oceanic and Atmospheric Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
566	Regulatory Amendment on Interactive Communications in the Groundfish Fisheries of the GOA and BSAI .....	0648-AE78
567	New Dealer Reporting Form for Large Pelagics .....	0648-AG76
568	Limiting Entry to the Golden Crab Fishery Off the Southern Atlantic States .....	0648-AH86
569	Use in Enforcement Proceedings of Information Collected by Voluntary Fishery Data Collectors .....	0648-AE40
570	Take of Marine Mammals by the U.S. Navy Incidental to Military Activities in the South Atlantic of the United States .....	0648-AG55
571	Restricting or Prohibiting Attracting Sharks in the Monterey Bay National Marine Sanctuary .....	0648-AH92
572	Regional Marine Research Program .....	0648-AF20
573	National Undersea Research Program Funding Regulations .....	0648-AH90

## DOC

## National Oceanic and Atmospheric Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
574	Scientific Research—Domestic and Foreign Fishing .....	0648-AC61
575	Fishery Management Plan for the Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands .....	0648-AD91
576	Secretarial Amendment to the FMP for Atlantic Swordfish .....	0648-AE09
577	Fishery Management Plan for Corals and Reef-Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands .....	0648-AE47
578	Fishery Management Plan for Atlantic Herring .....	0648-AE50
579	Amendment 21B to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands .....	0648-AE97
580	Amendment 5 to the Fishery Management Plan for Atlantic Mackerel, Squid, and Butterfish .....	0648-AF01
581	Amendment 4 to the Fishery Management Plan for the Spiny Lobster Fishery of the Gulf of Mexico and South Atlantic .....	0648-AF37
582	Amendment 9 to the FMP for Atlantic Surf Clams and Ocean Quahogs .....	0648-AF41
583	Regulatory Amendment—Changes to Directed Fishing Regulations for Groundfish Off of Alaska .....	0648-AF53
584	Regulatory Amendment Regarding Mesh Size in Trawls and Rock Sole Vessel Incentive Program Standards in Alaska Groundfish Fisheries .....	0648-AF57
585	Regulatory Amendment for Red Grouper in the Gulf of Mexico .....	0648-AF78
586	Fishery Management Plan for the Scallop Fishery of Alaska .....	0648-AF81
587	Fishery Management Plan for Atlantic Tunas .....	0648-AF86
588	Fishery Management Plan for Tilefish .....	0648-AF87
589	Amendment 1 to the Fishery Management Plan for Atlantic Billfish .....	0648-AF88
590	Amendment 8 to the Pacific Coast Groundfish FMP To Implement Individual Quotas for the Fixed-Gear Sablefish Fishery (or Regulatory Amendment for Nontrawl Trip Limits) .....	0648-AF90
591	Regulatory Adjustments to 1994-1995 Atlantic Tuna Fisheries .....	0648-AG14
592	Amendment 8 to the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic .....	0648-AG25
593	Amendment 1 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic .....	0648-AG26
594	Amendment 8 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic .....	0648-AG27
595	Amendments 8, 11, and 12 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico ....	0648-AG29
596	Regulatory Amendment To Consider Use of Open Access and Limited Entry Gear on the Same Trip for the Pacific Coast Groundfish Fishery .....	0648-AG30
597	Regulatory Amendment Designating "Routine" Trip Limits in the Pacific Coast Groundfish Fishery .....	0648-AG31
598	Regulatory Amendment to Require Accurate Weight Measurements for Alaska Groundfish Harvests .....	0648-AG32
599	Amendment 33 to the FMP for the Groundfish Fishery of the BSAI and Amendment 37 to the FMP for Groundfish of the GOA .....	0648-AG41
600	General Provisions for Domestic Fisheries—Standard Definitions/ Guidelines for Council Operations/Administration: Oath, Voting, Compensation, Insurance, Unused Leave .....	0648-AG46
601	Regulatory Amendment To Change Recordkeeping and Reporting Requirements in Alaska Groundfish Fisheries ...	0648-AG54
602	Regulatory Amendment To Impose Restrictions on Fishing Black Rockfish off Oregon .....	0648-AG81
603	Regulatory Amendment To Modify the Sablefish NonTrawl Regular Season in the Pacific Coast Groundfish Fishery	0648-AG82
604	Regulatory Amendment for Managing Pelagic Fisheries by U.S. Vessels Beyond EEZ Throughout Pacific .....	0648-AG85
605	Amendment 1 to the Fishery Management Plan for Atlantic Coast Red Drum .....	0648-AG86
606	Amendment 3 to the Fishery Management Plan for the Reef Fish Fishery of Puerto Rico and the U.S. Virgin Islands .....	0648-AG87
607	Amendment 1 to the Fishery Management Plan for Corals and Reef-Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands .....	0648-AG88
608	Regulatory Amendments Under the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico (FMP) .....	0648-AG89
609	Generic Fishery Management Plan Amendment for the Definition of Traps in the Gulf of Mexico .....	0648-AG90
610	Regulatory Amendment for Grid Sorting .....	0648-AG93
611	Regulatory Amendment for the Gulf Of Alaska Seamount Fisheries .....	0648-AG94
612	Regulatory Amendment To Clarify Criteria and Format for Community Development Plan Amendments .....	0648-AG96
613	Regulatory Amendment Allowing Early Individual Fishing Quota Fishing in the Aleutian Islands Area .....	0648-AG97
614	Amendment 32 to the FMP for the Groundfish Fishery of the BSAI and Amendment 36 to the FMP for the Groundfish of the GOA .....	0648-AG99
615	Fishery Management Plan Amendments To Supersede Inshore/Offshore Allocation Program for the Bering Sea and Aleutian Island Pollock and the Gulf of Alaska Pollock and Pacific Cod .....	0648-AH00
616	Amendment 34 to the FMP for the Groundfish Fishery of the BSAI .....	0648-AH02
617	Amendment 26 to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands and Amendment 29 to the FMP for the Groundfish Fishery of the Gulf of Alaska .....	0648-AH03
618	Fishery Management Plan for Scup North of Cape Hatteras .....	0648-AH05

## DOC

## National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
619	Fishery Management Plan for Black Sea Bass North of Cape Hatteras .....	0648-AH06
620	Regulatory Amendment for Multiple "A" Pacific Groundfish Limited Entry Permits Per Vessel .....	0648-AH07
621	Atlantic Shark Fishery Quota Adjustment .....	0648-AH09
622	Regulatory Amendment To Facilitate Monitoring and Enforcement in the Pacific Coast Groundfish Fishery .....	0648-AH21
623	FMP Amendment to the Groundfish Fishery of the Bering Sea and Aleutian Islands To Implement a Trawl Closure To Protect Bristol Bay Red King Crab .....	0648-AH28
624	Definition of "Safe Boarding Ladder" for Fisheries Regulations .....	0648-AH39
625	Regulatory Amendment To Change the Standard Product Recovery Rate for Pollock Deep-Skin Fillets in the Alaska Groundfish Fisheries .....	0648-AH40
626	Amendment 6 to the Fishery Management Plan for American Lobster .....	0648-AH41
627	Enforcement of Permit Requirements and Other Provisions Governing the Northwestern Hawaiian Islands Bottomfish Fishery .....	0648-AH48
628	Amendment 9 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico .....	0648-AH52
629	Notice of changes in the Management Regimes for Atlantic and Gulf Groups of King and Spanish Mackerel .....	0648-AH53
630	Striped Bass Regulations for the Exclusive Economic Zone (EEZ) .....	0648-AH57
631	Weakfish Regulation for the Exclusive Economic Zone (EEZ) .....	0648-AH58
632	Regulatory Amendment to the Individual Fishing Quota Program for Groundfish off Alaska .....	0648-AH61
633	Rev. Amend. 23 to the FMP for Groundfish Fishery of BSAI, Rev. Amend. 28 to the FMP for Groundfish of the GOA, & Rev. Amend. 4 to FMP for Commercial King/Tanner Crab Fisheries .....	0648-AH62
634	Amendment 1 to the Fishery Management Plan for Atlantic Bluefish .....	0648-AH63
635	FMP Amendments for the Groundfish Fishery of the BSAI, Groundfish of the Gulf of Alaska, and for the Commercial King and Tanner Crab Fisheries of the BSAI .....	0648-AH65
636	FMP Amendments to the Groundfish Fishery of the BSAI and to the Groundfish of the GOA to Delete Osmerid Species From the "Other Species" Category .....	0648-AH67
637	FMP Amendment to the Groundfish Fishery of the GOA to Revise GOA Pacific Ocean Perch Rebuilding Plan .....	0648-AH68
638	FMP Amendment to the Groundfish Fishery of the Bering Sea and Aleutian Islands To Implement a Seasonal Trawl Closure To Protect Chum Salmon .....	0648-AH69
639	Amendment 7 to the Fishery Management Plan for the Northeast Multispecies Fisheries .....	0648-AH70
640	Amendment 3 to the Fishery Management Plan for Corals and Coral Reefs of the Gulf of Mexico .....	0648-AH71
641	Amendment 8 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico (FMP) .....	0648-AH72
642	Amendment 3 to the Fishery Management Plan for Corals and Coral Reefs of the Southern Atlantic States .....	0648-AH74
643	Atlantic Swordfish Fishery Quota Adjustment .....	0648-AH75
644	Regulatory Adjustments to the FMP for Sharks of the Atlantic Ocean .....	0648-AH77
645	Plan Amendment to FMP for Sharks of the Atlantic Ocean That Would Limit Entry .....	0648-AH78
646	Framework Adjustment to the Atlantic Sea Scallop FMP .....	0648-AH82
647	Regulatory Amendment Regarding Exercise of Rights of Northwest Treaty Indian Tribes to Harvest Groundfish .....	0648-AH84
648	U.S. General Standards for Grades of Finfish Products .....	0648-AD53
649	Certificate of Legal Origin for Anadromous Fish Products .....	0648-AD93
650	General Provisions for Domestic Fisheries .....	0648-AE39
651	Prescription of Fishways Under Section 18 of the Federal Power Act .....	0648-AG53
652	Regulations Governing Processed Fishery Products .....	0648-AH18
653	Revised Regulations Governing Permits for the Taking, Importing and Exporting of Protected Species for Scientific Research and Public Display .....	0648-AD11
654	Procedure for Setting Quotas on Removal of Atlantic Bottlenose Dolphins From the Waters of the Gulf of Mexico and Florida's East Coast .....	0648-AD39
655	Sea Turtle Monitoring and Conservation Measures for Nonshrimp Fisheries .....	0648-AE54
656	Proposed Rule To Require Certain Fish From Mexico To Retain Heads and Tails Intact in Order To Protect the Endangered Totoaba .....	0648-AF32
657	Taking of Marine Mammals Incidental to Fisheries-Related Research .....	0648-AF50
658	Screening of Water Diversions To Protect Sacramento River Winter-Run Chinook Salmon .....	0648-AF80
659	Foreign Nations' Marine Mammal Program Amendments .....	0648-AG05
660	Designation of Critical Habitat for the Gulf of Maine Population of Harbor Porpoise .....	0648-AG06
661	Direct Take of Threatened Salmon by Native Americans .....	0648-AG15
662	Taking and Importing of Marine Mammals: Tuna Purse Seine Vessel Observer Expenses .....	0648-AG35
663	Taking and Importing of Marine Mammals; Taking of Marine Mammals Under the ATA Permit After February 28, 1994 .....	0648-AG36
664	General Provisions; Endangered Fish or Wildlife; Threatened Fish and Wildlife; Sea Turtle Conservation Measures .....	0648-AG38
665	Designated Critical Habitat; Pacific Steelhead .....	0648-AG49
666	Designated Critical Habitat; Atlantic Salmon .....	0648-AG50



## DOC

## National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
667	Designated Critical Habitat; Pacific Coho Salmon .....	0648-AG56
668	Designated Critical Habitat; Umpqua River Sea-Run Cutthroat Trout .....	0648-AG58
669	Proposed Rule To Authorize the Incidental Taking of Marine Mammals During Commercial Fishing Operations as Directed by Public Law 103-238 .....	0648-AG78
670	Proposed Rule To Authorize Lethal Takings of Marine Mammals by State Authorities .....	0648-AG79
671	Proposed Rule To Amend Marine Mammal Regulations to Authorize Incidental Takings of Marine Mammals by Harassment as Authorized by Public Law 103-238 .....	0648-AG80
672	Proposed Designation of Critical Habitat for Puget Sound Salmon Stocks .....	0648-AH11
673	Proposed Rule To Establish Guidelines for Nonlethally Deterring Marine Mammals From Endangering Personal Safety or Damaging Public or Private Property .....	0648-AH19
674	Proposed Rule Governing Marine Mammal Transport Notification and Inventory .....	0648-AH26
675	Interim Final Rule With Request for Comments Establishing Leatherback Turtle Conservation Zone .....	0648-AH30
676	Proposed Rule Governing the Issuance of Permits for Marine Mammal Photography .....	0648-AH31
677	Protection Zones for Northern Right Whales; Response to Petition .....	0648-AH47
678	Proposed Rule To Govern the Transportation of Native Handicrafts .....	0648-AH83
679	Shrimp Vessel Registration Requirement .....	0648-AH87
680	Critical Habitat Designation for Green Sea Turtles in Cuelbra, Puerto Rico .....	0648-AH88
681	Identification of Special Sea Turtle Conservation Areas and Appropriate Conservation Measures .....	0648-AH89
682	Proposed Regulations for the Fagatele Bay National Marine Sanctuary .....	0648-AA74
683	Proposed Regulations for the Channel Islands National Marine Sanctuary .....	0648-AC03
684	Proposed Regulations for the Gulf of the Farallones National Marine Sanctuary .....	0648-AC05
685	The Monitor National Marine Sanctuary .....	0648-AC78
686	Proposed Regulations for the Northwest Straits National Marine Sanctuary .....	0648-AC91
687	Proposed Regulations for the Norfolk Canyon National Marine Sanctuary .....	0648-AC92
688	Thunder Bay National Marine Sanctuary .....	0648-AE41
689	Gray's Reef National Marine Sanctuary .....	0648-AE42
690	National Marine Sanctuary Program, Site Evaluation List .....	0648-AF23
691	Hawaiian Islands Humpback Whale National Marine Sanctuary .....	0648-AH91
692	Licensing of Private Remote-Sensing Space Systems .....	0648-AC64
693	National Weather Service Modernization Criteria .....	0648-AF72

## National Oceanic and Atmospheric Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
694	Regulatory Amendment To Implement Permit, Reporting, and Recordkeeping and Observer Requirements for Processing Vessels Over 125 Feet and Their Catcher Vessels; Pacific Coast Groundfish .....	0648-AE01
695	Financial Disclosure of Fishery Management Council Nominees, Members, and Executive Directors .....	0648-AG16
696	Regulatory Amendment to the Individual Fishing Quota Program for Groundfish off Alaska .....	0648-AG45
697	Regulatory Amendment for Bering Sea And Aleutian Islands Area Halibut Non-Trawl Prohibited Species Catch Management and Jig Gear Exemption .....	0648-AG95
698	Framework Adjustment 2 to the American Lobster Fishery Management Plan .....	0648-AH36
699	Combined Framework Adjustment—Adjustment 7 to the Northeast Multispecies FMP, Adjustment 3 to the Atlantic Sea Scallop FMP, and Adjustment 1 to the American Lobster FMP .....	0648-AH37
700	Interim Final Rule To Make Certain Changes in the Limited Access Appeals Procedure .....	0648-AH38
701	Regulatory Amendment to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic Pertaining to Hogfish, Cubera Snapper, and Gray Triggerfish .....	0648-AH44
702	Final Rule and Approval of Catch Sharing Plan .....	0648-AH64
703	Framework #9 to the Fishery Management Plan for the Northeast Multispecies Fishery .....	0648-AH66
704	Management Measures for Commercial Recreational, and Treaty Indian, Salmon Fisheries Off the Coasts of Washington, Oregon, and California .....	0648-AH79
705	1995 Initial Quota for Western Pacific Crustacean Fisheries .....	0648-AH85
706	Processed Fishery Products, Processed Products Thereof & Certain Other Processed Food Products: U.S. Standards for Grades of Frozen Fish Blocks & Products Made Therefrom, Etc .....	0648-AA46
707	U.S. General Standards for Grades of Shrimp .....	0648-AA47
708	Fishermen's Protective Act .....	0648-AC73
709	U.S. Standards for Grades of Frozen Fish Portions .....	0648-AD92

## DOC

## National Oceanic and Atmospheric Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
710	U.S. Standards for Grades of Whole or Dressed Fish .....	0648-AE69
711	U.S. Standards for Grades of North American Freshwater Catfish and Products Made Therefrom .....	0648-AE70
712	U.S. Standards for Grades of Fish Fillets .....	0648-AE71
713	Fishing Vessel Capital Construction Fund Procedures—Eligibility for Safety Improvements .....	0648-AF22
714	Fishing Vessel Obligation Guarantee Program .....	0648-AF48
715	Civil Procedure Regulations .....	0648-AF96
716	Amendment to Procedure Governing the Readjustment and Increase in Hourly Rates of Fees .....	0648-AH24
717	Performance Standards for Tuna Vessel Operators .....	0648-AD03
718	Regulations Governing the Take of Dolphins Incidental to Removing Oil and Gas Platforms in the Gulf of Mexico ..	0648-AD25
719	Taking and Importing of Marine Mammals; Dolphin Mortality Limits During Purse Seine Sets on Marine Mammals in the Eastern Tropical Pacific .....	0648-AF07
720	Taking and Importing of Marine Mammals; “Dolphin-Safe” Tuna Labeling .....	0648-AF08
721	Designated Critical Habitat; Johnson’s Seagrass .....	0648-AF79
722	Sea Turtle Conservation Measures; Section 10 Incidental Take Permits; Final Rule .....	0648-AG37
723	Flotation Devices in Bottom-Opening, Single-Grid Turtle Excluder Devices in the Southeastern United States .....	0648-AG71
724	Proposed List of Fisheries as Authorized by Public Law 103-238 .....	0648-AG77
725	Taking and Importing of Marine Mammals: Proposed Rule Prohibiting U.S. Citizens From Encircling Marine Mammals During Tuna Fishing Operations .....	0648-AH04
726	General Authorization for Scientific Research Involving Level B Harassment .....	0648-AH20
727	Revision of Federal Consistency Regulations Under the Coastal Zone Management Act .....	0648-AD83
728	Natural Resource Damage Assessment and Restoration Regulations .....	0648-AE13
729	NOAA Climate and Global Change Program—Proposal Submission Guidelines .....	0648-AG51

## National Oceanic and Atmospheric Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
730	Secretarial Fishery Management Plan for Sharks of the Atlantic Ocean .....	0648-AD12
731	Regulatory Amendment—U.S. Nationals Fishing in Russian Fisheries .....	0648-AD29
732	Amendment 7 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic .....	0648-AE52
733	Amendment 31 to the FMP for Groundfish of the GOA and Amendment 35 to the FMP for Groundfish of the BSAI .....	0648-AE79
734	Amendment 21A to the FMP for the Groundfish Fishery of the Bering Sea and Aleutian Islands To Prohibit Bottom Trawling Adjacent to the Pribilof Islands .....	0648-AF02
735	Regulatory Amendment Implementing Groundfish Gear Changes in the Pacific Coast Groundfish Fishery .....	0648-AF38
736	Amendment To Enhance Data on Bycatch and Establish a Pilot Program for Donation of Atlantic Swordfish .....	0648-AF42
737	Regulatory Amendment To Modify Permit Application Requirements for All Fishery Management Plans in the Western Pacific Region .....	0648-AF62
738	Regulatory Amendment To Implement Measures in the North Pacific Anadromous Stocks Act of 1992 .....	0648-AF69
739	Regulatory Amendment To Require Bluefin Tuna Statistical Documents .....	0648-AF74
740	Regulatory Amendment To Establish a Vessel Monitoring System Within the Pelagic Fisheries of the Western Pacific Region .....	0648-AF77
741	Amendment 8 to the Fishery Management Plan for Crustacean Fisheries of the Western Pacific Region .....	0648-AF82
742	Amendment 7 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico .....	0648-AF83
743	Amendment 2 to the FMP for Coral and Coral Reefs of the Gulf of Mexico and South Atlantic .....	0648-AF85
744	Regulatory Amendment to Impose Trip Limits on Commercial Catches of Atlantic Sharks .....	0648-AG02
745	Regulatory Amendment Defining Harvesting Capacity Unit and Management System Under the Western Pacific Pelagics FMP .....	0648-AG04
746	Amendment 5 to the Fishery Management Plan for the Stone Crab Fishery of the Gulf of Mexico .....	0648-AG23
747	Regulatory Amendment To Establish the Bering Sea And Aleutian Islands “A” Season Framework .....	0648-AG92
748	Regulatory Amendment Codifying the Community Development Quota Compensation Formula .....	0648-AG98
749	1995 Catch Sharing Plan and Conservation Measures for Pacific Halibut .....	0648-AH01
750	Final Notice of Changes in the Management Regimes for Atlantic Migratory King and Spanish Mackerel and Gulf Group of King Mackerel .....	0648-AH17
751	Regulatory Amendment for the Spiny Lobster Fishery of the Gulf of Mexico and South Atlantic .....	0648-AH27
752	Regulatory Amendment Under the FMP for the Reef Fish Resources of the Gulf of Mexico .....	0648-AH33
753	Framework Adjustment 2 to the Atlantic Sea Scallop Fishery Management Plan .....	0648-AH35
754	Final Specifications and Management Measures for 1995 Pacific Coast Groundfish Fishery .....	0648-AH50

## DOC

## National Oceanic and Atmospheric Administration—Completed/Longterm Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
755	Regulation to Provide Disaster Relief to West Coast Salmon Fisheries .....	0648-AG75
756	Endangered Fish and Wildlife; Approaching Humpback Whales in Hawaiian Waters .....	0648-AB79
757	Taking and Importing of Marine Mammals: Prohibition on Setting on Any Northeastern Offshore Spotted Dolphin ...	0648-AG33
758	Definition of "Intermediary Nation" .....	0648-AG42
759	Designated Critical Habitat; Deer Creek Summer Steelhead .....	0648-AG44
760	Designated Critical Habitat; Pacific Coho Salmon .....	0648-AG57
761	Proposed Designation of Critical Habitat for the Mid-Columbia River Summer Chinook Salmon .....	0648-AH10
762	Prohibition on Intentional Lethal Take of Marine Mammals in Commercial Fishing Operations .....	0648-AH43
763	Proposed Regulations for the Key Largo National Marine Sanctuary .....	0648-AA33
764	Proposed Regulations for the Looe Key National Marine Sanctuary .....	0648-AB64
765	Final Regulations for the Stellwagen Bank National Marine Sanctuary .....	0648-AC94
766	Proposed Regulations for the Florida Keys National Marine Sanctuary .....	0648-AD85
767	Technical Conforming Changes to Existing NOAA Regulations To Implement 1990 Reauthorization of the Coastal Zone Management Act .....	0648-AE11

## National Telecommunications and Information Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
768	The Telecommunications and Information Infrastructure Grant Program .....	0660-AA04

## National Telecommunications and Information Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
769	Transfer of Spectrum From the Federal Government to the FCC .....	0660-AA05

## National Telecommunications and Information Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
770	Requiring Proof of Compliance with FCC Licensing Requirements .....	0660-AA08

## Patent and Trademark Office—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
771	Patent Application Electronic Submission Rules .....	0651-AA50
772	Inter Partes Reexamination .....	0651-AA79

## Patent and Trademark Office—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
773	Trademark Procedures .....	0651-AA46
774	Changes to Mailing Procedures .....	0651-AA70
775	Changes in Requirements for Addressing Trademark Applications and Trademark-Related Papers .....	0651-AA73
776	Revision of Patent and Trademark Fees .....	0651-AA74

## DOC

## Patent and Trademark Office—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
777	Early Publication of Patent Applications .....	0651-AA75
778	Simplification of the Requirements Concerning the Filing and Processing of Trademark Applications, Intent To Use Documents, and Petitions .....	0651-AA78

## Patent and Trademark Office—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
779	Patent Term Extension Application Requirements .....	0651-AA52
780	Cross Appeals in PTO Disciplinary Proceedings .....	0651-AA65
781	Establishing Prior Invention To Overcome Cited Patent .....	0651-AA67
782	Patent Appeals and Interference Rules .....	0651-AA71
783	Revision of Patent Cooperation Treaty Provisions .....	0651-AA72
784	Changes To Implement 20-Year Patent Term and Provisional Applications .....	0651-AA76

## Patent and Trademark Office—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
785	Changes in Computer Program Listings Filed in Patent Applications .....	0651-AA58
786	Procedures for Amending Patent Applications .....	0651-AA62
787	Changes in Patent and Trademark Assignment Practice .....	0651-AA64
788	Utility Examination Guidelines .....	0651-AA77

## Technology Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
789	Promotion of Private Sector Industrial Technology Partnerships .....	0692-AA13

## Technology Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
790	Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements .....	0692-AA14

## Technology Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
791	Licensing of Government-Owned Inventions .....	0692-AA04
792	Administration of a Uniform Patent Policy With Respect to Domestic Rights in Inventions Made by Government Employees .....	0692-AA05

## DOC

## United States Travel and Tourism Administration—Completed/Longterm Actions

Sequence Number	Title	Regulation Identifier Number
793	Guidelines and Procedures To Provide Financial Assistance to Cooperative Tourism Marketing Programs for International Tourism Trade Development .....	0644-AA02

**DEPARTMENT OF COMMERCE (DOC)**  
**Office of the Secretary (OS)**
**Proposed Rule Stage**
**471. CONTRACT CLAUSES AND SOLICITATION PROVISIONS FOR THE COMMERCE AUTOMATED SOLICITATION SYSTEM**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 41 USC 251 et seq; PL 98-369; PL 98-577

**CFR Citation:** 48 CFR 1301 to 1353

**Legal Deadline:** None

**Abstract:** The Department of Commerce is currently reviewing standardized contract clauses and solicitation provisions for inclusion in a planned departmentwide automated solicitation system. A proposed amendment to the Commerce Acquisition Regulation (CAR) would illustrate and incorporate these standardized clauses and provisions. This should ultimately be less burdensome to Department contractors and potential contractors, since the clauses and provisions would be used uniformly throughout the Department.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no

paperwork burden associated with this action.

**Agency Contact:** Shirl Kinney, Director for Acquisition Management, Department of Commerce, Office of the Secretary, 14th and Constitution Avenue NW., Washington, DC 20230, **202 482-2773**

**RIN:** 0690-AA08

**472. STANDARDS OF ETHICAL CONDUCT—DEPARTMENT OF COMMERCE SUPPLEMENTAL REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 301; 5 USC 7301; 5 USC 7353; 5 USC app (Ethics in Government Act); 26 USC 7214(b); EO 12674, 54 FR 15159, 3 CFR, 1989 Comp, p 215 as modified; EO 12831, 55 FR 42547, 3 CFR, 1990 Comp, p 306; 5 CFR 2635.105

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** The Department of Commerce with the concurrence of the Office of Government Ethics (OGE) proposes to issue supplemental standards of ethical conduct for the officers and employees of the Department. The proposed rule will supplement the Standards of Ethical Conduct for Employees of the

Executive Branch issued by the Office of Government Ethics. 5 CFR Part 2635.

The proposed rule is a necessary supplement to the standards issued by OGE because it addresses ethical issues unique to the Department. The proposed rule establishes regulations which: (1) define "Agency Designee" for purposes of the Standards of Conduct; (2) designate agency components for purposes of the gift and outside employment rules; (3) limit employees from acquiring or retaining conflicting financial interests; (4) provide rules for seeking advice concerning determinations of appearances of impropriety; and (5) establish rules for prior approval regarding outside employment and activities.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Karen Kucik, Attorney Advisor, Department of Commerce, Office of the Secretary, 14th Street & Constitution Avenue NW., Rm. 5882, Washington, DC 20230, **202 219-9132**

**RIN:** 0690-AA23

**DEPARTMENT OF COMMERCE (DOC)**  
**Office of the Secretary (OS)**
**Completed/Longterm Actions**
**473. SOURCE EVALUATION PROCEDURES AND MISCELLANEOUS REVISIONS TO THE COMMERCE ACQUISITION REGULATION**

**CFR Citation:** 48 CFR 1301 to 1353

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Shirl Kinney, 202 482-2773

**RIN:** 0690-AA13

## DOC—OS

## Completed/Longterm Actions

**474. MODIFY REQUIREMENT IN THE COMMERCE ACQUISITION REGULATION TO PUBLISH PRESOLICITATION NOTICES IN THE COMMERCE BUSINESS DAILY FOR DOC PROCUREMENTS WHICH WILL BE PERFORMED IN FOREIGN COUNTRIES****CFR Citation:** 48 CFR 1305**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Shirl Kinney, 202 482-2773

**RIN:** 0690-AA18**475. MODIFY THE COMMERCE ACQUISITION REGULATION TO USE A DEVIATION VERSION OF A FEDERAL ACQUISITION REGULATION CLAUSE ON THE BUY AMERICAN TRADE AGREEMENT ACTS****CFR Citation:** 48 CFR 1325; 48 CFR 1352**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

**Agency Contact:** Shirl Kinney, 202 482-2773

**RIN:** 0690-AA19**476. COMMERCE ACQUISITION REGULATION, CHANGES TO THE COMMERCE SHIP CONSTRUCTION, ALTERATION, AND REPAIR CLAUSES****CFR Citation:** 48 CFR 1317; 48 CFR 1352**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is a paperwork burden associated with this action.

**Agency Contact:** Shirl Kinney, 202 482-2773

**RIN:** 0690-AA21**477. TESTIMONY BY EMPLOYEES IN THE PRODUCTION OF DOCUMENTS IN LEGAL PROCEEDINGS****CFR Citation:** 15 CFR 15a**Completed:**

Reason	Date	FR Cite
Final Action	02/17/95	60 FR 9291
Final Action Effective	03/20/95	60 FR 9291

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** M. Timothy Conner, 202 482-1067

**RIN:** 0690-AA22

## DEPARTMENT OF COMMERCE (DOC)

## Proposed Rule Stage

## Bureau of Economic Analysis (BEA)

**478. SHORT FORM FOR REPORTING SMALL FOREIGN AFFILIATES IN THE BE-11, ANNUAL SURVEY OF U.S. DIRECT INVESTMENT ABROAD****Priority:** Substantive, Nonsignificant

**Legal Authority:** 22 USC 3101 to 3108 Int'l Investment & Trade in Svcs Survey Act

**CFR Citation:** 15 CFR 806.14**Legal Deadline:** None

**Abstract:** This action will amend existing 15 CFR 806.14 to create Form BE-11B(SF), or Short Form, for reporting small, majority-owned foreign affiliates in the BE-11, Annual Survey of U.S. Direct Investment Abroad. Small affiliates are those with assets, sales, or net income above the \$15 million reporting threshold for the BE-11 survey, but with no one of the three items exceeding \$50 million. The existing Form BE-11B will be relabeled Form BE-11B(LF), or Long Form, and

will be used for reporting majority-owned foreign affiliates with assets, sales, or net income exceeding \$50 million. The Short Form is being introduced to bring the annual survey into conformity with exemption levels and reporting requirements proposed for reporting in the 1994 BE-10, Benchmark Survey of U.S. Direct Investment Abroad. BEA will also raise the threshold for reporting in the BE-11 survey from \$15 million to \$20 million.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Betty L. Barker, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230, 202 606-9800

**RIN:** 0691-AA25**479. • ANNUAL SURVEY OF FINANCIAL SERVICES TRANSACTIONS BETWEEN U.S. FINANCIAL SERVICES PROVIDERS AND UNAFFILIATED FOREIGN PERSONS****Priority:** Substantive, Nonsignificant

**Legal Authority:** 22 USC 3101 to 3108 Int'l Investment & Trade in Svcs Survey Act; 15 USC 4908 Omnibus Trade and Competitiveness Act of 1988

**CFR Citation:** 15 CFR 801**Legal Deadline:** None

**Abstract:** This action will create a new rule pertaining to a new survey of

## DOC—BEA

## Proposed Rule Stage

cross-border financial services transactions by U.S. financial services providers or intermediaries with unaffiliated foreign persons. The survey will cover transactions of U.S. commercial and investment banks, underwriters, brokers and dealers, credit card companies, mutual and pension funds, and other financial services providers or intermediaries. The annual survey will update and extend estimates made from data

collected on the 1994 BE-80 Benchmark Survey of Financial Services Transactions Between U.S. Financial Services Providers and Unaffiliated Foreign Persons.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	10/00/95	
Final Action Effective	12/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Betty L. Barker, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230, **202 606-9800**

**RIN:** 0691-AA26

## DEPARTMENT OF COMMERCE (DOC)

## Completed/Longterm Actions

## Bureau of Economic Analysis (BEA)

## 480. BENCHMARK SURVEY OF U.S. DIRECT INVESTMENT ABROAD—1994

**CFR Citation:** 15 CFR 806

**Completed:**

Reason	Date	FR Cite
Final Action	12/06/94	59 FR 62566
Final Action Effective	01/05/95	59 FR 62566

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Betty L. Barker, 202 606-9800

**RIN:** 0691-AA22

## 481. CHANGE IN EXEMPTION LEVEL FOR BE-577, DIRECT TRANSACTIONS OF U.S. REPORTER WITH FOREIGN AFFILIATE

**CFR Citation:** 15 CFR 806.14

**Completed:**

Reason	Date	FR Cite
Final Action	02/27/95	60 FR 10489
Final Action Effective	03/29/95	60 FR 10489

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Betty L. Barker, 202 606-9800

**RIN:** 0691-AA23

## 482. BENCHMARK SURVEY OF FINANCIAL SERVICES TRANSACTIONS BETWEEN U.S. FINANCIAL SERVICES PROVIDERS AND UNAFFILIATED FOREIGN PERSONS

**CFR Citation:** 15 CFR 801

**Completed:**

Reason	Date	FR Cite
Final Action	10/27/94	59 FR 53934
Final Action Effective	11/28/94	59 FR 53934

**Small Entities Affected:** None

**Government Levels Affected:** State, Local

**Agency Contact:** Betty L. Barker, 202 606-9800

**RIN:** 0691-AA24

## DEPARTMENT OF COMMERCE (DOC)

## Completed/Longterm Actions

## Bureau of the Census (CENSUS)

## 483. REVISION OF FOREIGN TRADE STATISTICS REGULATIONS

**CFR Citation:** 15 CFR 30.1 to 30.92

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Harold L. Blyweiss, 301 457-2238

**RIN:** 0607-AA10

## 484. CHANGE IN THE DEFINITION OF "GENERAL USE" SOFTWARE FROM TECHNICAL DATA TO COMMODITY

**CFR Citation:** 15 CFR 30.1

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Harold L. Blyweiss, 301 457-2238

**RIN:** 0607-AA16

**DEPARTMENT OF COMMERCE (DOC)**  
**Economic Development Administration (EDA)**

Final Rule Stage

**485. REVIEW OF REGULATIONS FOR ECONOMIC DEVELOPMENT ADMINISTRATION—DEPARTMENT OF COMMERCE**

Priority: Other Significant

Legal Authority: 42 USC 3211; DOC Organization Order 10-4, as amended

CFR Citation: 13 CFR 301 to 318

Legal Deadline: None

Abstract: EDA is in the process of completely revising its rules including

removals, edits, and rewrites, where appropriate. This will be done in stages with the first interim final rule amending 13 CFR chapter III to remove unnecessary, redundant, or obsolete rules.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/95	
Final Action	06/00/95	
Final Action Effective	06/00/95	

Small Entities Affected: Undetermined

Government Levels Affected: State, Local, Tribal

Sectors Affected: Multiple

**Agency Contact:** Awilda R. Marquez, Chief Counsel, Department of Commerce, Economic Development Administration, Herbert C. Hoover Bldg., 14th Street & Constitution Avenue NW., Room 7001, Washington, DC 20230, **202 482-4687**

RIN: 0610-AA47

**DEPARTMENT OF COMMERCE (DOC)**  
**Economic Development Administration (EDA)**

Completed/Longterm Actions

**486. GENERAL REQUIREMENTS FOR FINANCIAL ASSISTANCE—DESIGN, CONSTRUCTION OF BUILDINGS TO ACCOMMODATE THE PHYSICALLY HANDICAPPED**

CFR Citation: 13 CFR 309.14

**Completed:**

Reason	Date	FR Cite
Merged With RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III.	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Awilda R. Marquez, **202 482-4687**

RIN: 0610-AA05

**Agency Contact:** Awilda R. Marquez, **202 482-4687**

RIN: 0610-AA18

**488. PROTECTION OF EDA'S INTEREST IN FACILITIES ACQUIRED, BUILT, OR IMPROVED WITH EDA GRANT FUNDS**

CFR Citation: 13 CFR 314

**Completed:**

Reason	Date	FR Cite
Consistent with EDA's 12/13/94 regulatory reform effort, this action is not needed at this time.		

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Awilda R. Marquez, **202 482-4687**

RIN: 0610-AA35

**487. GENERAL REQUIREMENTS FOR FINANCIAL ASSISTANCE: EMPLOYMENT OF EXPEDITERS OR ADMINISTRATIVE EMPLOYEES; COMPENSATION OF PERSONS ENGAGED BY OR ON BEHALF OF APPLICANTS**

CFR Citation: 13 CFR 309

**Completed:**

Reason	Date	FR Cite
Merged with RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

**489. PUBLIC WORKS—INDUSTRIAL PARKS AND SITES**

CFR Citation: 13 CFR 305

**Completed:**

Reason	Date	FR Cite
Merged with RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III.	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Awilda R. Marquez, **202 482-4687**

RIN: 0610-AA40

**490. GENERAL REQUIREMENTS FOR FINANCIAL ASSISTANCE—ELECTRIC AND GAS FACILITIES**

CFR Citation: 13 CFR 309.4

**Completed:**

Reason	Date	FR Cite
Merged with RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III.	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Awilda R. Marquez, **202 482-4687**

RIN: 0610-AA43

**491. OVERALL ECONOMIC DEVELOPMENT PROGRAM—PROGRESS REPORT**

CFR Citation: 13 CFR 304.8

**Completed:**

Reason	Date	FR Cite
Merged with RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III.	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Awilda R. Marquez, **202 482-4687**

RIN: 0610-AA44



## DOC—EDA

## Completed/Longterm Actions

**492. SPECIAL ECONOMIC DEVELOPMENT AND ADJUSTMENT ASSISTANCE GRANTS**

CFR Citation: 13 CFR 308

**Completed:**

Reason	Date	FR Cite
Consistent with EDA's 12/13/94 regulatory reform effort, this action is not needed at this time.		

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Awilda R. Marquez,  
202 482-4687

RIN: 0610-AA48

**493. PUBLIC WORKS AND DEVELOPMENT FACILITIES PROGRAM—SPECIFIC TYPES OF PROJECTS—SKILL TRAINING CENTER FACILITIES**

CFR Citation: 13 CFR 305.45

**Completed:**

Reason	Date	FR Cite
Merged with RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III.	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Awilda R. Marquez,  
202 482-4687

RIN: 0610-AA51

**494. DESIGNATION OF AREAS; PUBLIC WORKS AND DEVELOPMENT FACILITIES PROGRAM**

CFR Citation: 13 CFR 302; 13 CFR 305

**Completed:**

Reason	Date	FR Cite
Merged with RIN 0610-AA47 - Incorporated in EDA's overall reform for 13 CFR ch III.	01/06/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Awilda R. Marquez,  
202 482-4687

RIN: 0610-AA54

## DEPARTMENT OF COMMERCE (DOC)

## Final Rule Stage

## General Administration (ADMIN)

**495. NONPROCUREMENT DEBARMENT AND SUSPENSION**

Priority: Substantive, Nonsignificant

Legal Authority: EO 12549, Debarment and Suspension; EO 12689; 5 USC 301

CFR Citation: 15 CFR 26

Legal Deadline: None

**Abstract:** Executive Order 12689, signed August 16, 1989, calls for agency debarment and suspension actions under procurement or nonprocurement activities to have reciprocal Governmentwide effect. The common rule will be amended to reflect the requirements contained in the Executive order.

**Timetable:**

Action	Date	FR Cite
NPRM	12/20/94	59 FR 65607
NPRM Comment Period End	02/20/95	
Interim Final Rule	05/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John J. Phelan III,  
Director, Office of Executive Assistance  
Management, Department of Commerce,Office of Administration, 14th Street & Constitution Avenue NW., Washington, DC 20230, **202 482-4115**

RIN: 0605-AA02

**496. UNIFORM ADMINISTRATIVE REQUIREMENT FOR GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS AND OTHER NONPROFITS AND COMMERCIAL ORGANIZATIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301

CFR Citation: 15 CFR 14

Legal Deadline: None

**Abstract:** On November 29, 1993, Office of Management and Budget (OMB) Circular A-110, "Uniform Administrative Requirements for Grants and Agreements, with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations" was published in the Federal Register (58 FR 62992). In the published revised circular, OMB specified as "required action" that Federal agencies responsible for awarding and administering grants and other

agreements to recipients described therein, shall adopt the language of the Circular unless other provisions are required by Federal Statute or exceptions or deviations are approved by OMB. This interim final rule adopts the provisions of the Circular and its language to the maximum extent feasible with minor language changes made to make the language apply specifically to the DOC and its operating units. This rule also contains certain policies that have been DOC policy for many years that may differ from the language of Circular A-110, but are consistent with and further implement the intent of Circular A-110 with DOC.

Timetable: Next Action Undetermined

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: John J. Phelan III,  
Director, Office of Executive Assistance  
Management, Department of Commerce,  
Office of Administration, 14th Street &  
Constitution Avenue NW., Washington,  
DC 20230, **202 482-4115**

RIN: 0605-AA09

**DEPARTMENT OF COMMERCE (DOC)**  
**General Administration (ADMIN)**
**Completed/Longterm Actions**
**497. UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS**

CFR Citation: 15 CFR 24

**Completed:**

Reason	Date	FR Cite
Final Action	04/19/95	60 FR 19638
Final Action Effective	05/19/95	60 FR 19638

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: John J. Phelan III, 202 482-5817

RIN: 0605-AA04

**498. NEW RESTRICTIONS ON LOBBYING**

CFR Citation: 15 CFR 28

**Completed:**

Reason	Date	FR Cite
--------	------	---------

Withdrawn - No action anticipated within the next 12 months.

Small Entities Affected: None

Government Levels Affected: State, Local

Agency Contact: John J. Phelan III, 202 482-4115

RIN: 0605-AA06

**DEPARTMENT OF COMMERCE (DOC)**  
**International Trade Administration (ITA)**
**Proposed Rule Stage**
**499. PROCEDURES FOR IMPOSING SANCTIONS FOR VIOLATION OF AN ANTIDUMPING OR COUNTERVAILING DUTY PROTECTIVE ORDER**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 1677f

CFR Citation: 19 CFR 354

Legal Deadline: None

**Abstract:** The Department needs to enhance the administrative efficiency of its investigations of alleged violations of administrative protective orders (APOs) and of the process for imposing sanctions for violations, as well as the fairness of the procedures to all concerned parties. The Department is

considering (1) expedited procedures for certain APO violations that are uncontested, inadvertent, and technical; (2) providing for warnings to be issued where a finding of a violation would lead to unjustifiably harsh sanctions; (3) where warranted, permitting the agency to dismiss a charge without prejudice without the appointment or approval of an administrative law judge; (4) providing for a sunset provision that is fairer to past violators and that eases the administrative burden; and (5) permitting a private reprimand as a sanction without requiring as a precondition that parties engage in settlement discussions. The Department expects to benefit from

gains in administrative efficiency and fairness without incurring any additional costs.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** Joan MacKenzie, Senior Attorney, Department of Commerce, International Trade Administration, Room H4621, 14th Street & Constitution Avenue NW., Washington, DC 20230, 202 482-1310

RIN: 0625-AA43

**DEPARTMENT OF COMMERCE (DOC)**  
**International Trade Administration (ITA)**
**Final Rule Stage**
**500. ANTIDUMPING DUTIES; COUNTERVAILING DUTIES**

Priority: Regulatory Plan

Legal Authority: 19 USC 1671 et seq; 19 USC 1673 et seq; 19 USC 1303

CFR Citation: 19 CFR 353; 19 CFR 355

Legal Deadline: Other, Statutory, January 1, 1996.

Section 103(b) of the Uruguay Round Agreements Act establishes January 1, 1996 as the deadline for interim final regulations.

**Abstract:** Revisions of the antidumping and countervailing duty regulations will be necessary in light of legislation implementing the results of the

Uruguay Round multilateral trade negotiations. Revisions also will address matters that were the subject of other uncompleted rulemaking proceedings that ITA has previously withdrawn. (See April 1994 Unified Agenda of Federal Regulations.) By clarifying the methodologies and procedures used in administering the antidumping and countervailing duty laws, the efficiency and fairness of these laws will be enhanced at little, if any, additional cost.

**Timetable:**

Action	Date	FR Cite
ANPRM	01/03/95	60 FR 80

Action	Date	FR Cite
ANPRM Comment Period End	02/24/95	60 FR 80
Interim Final Rule	04/00/95	
NPRM	06/00/95	

Small Entities Affected: None

Government Levels Affected: None

**Agency Contact:** William D. Hunter, Office of Policy, Import Administration, Department of Commerce, International Trade Administration, Room 3622, 14th Street & Constitution Avenue NW., Washington, DC 20230, 202 482-4224

RIN: 0625-AA45

**DEPARTMENT OF COMMERCE (DOC)**  
**International Trade Administration (ITA)**
**Completed/Longterm Actions****501. ANTIDUMPING DUTIES;  
COUNTERVAILING DUTIES****CFR Citation:** 19 CFR 353; 19 CFR 355**Completed:**

Reason	Date	FR Cite
Merged with RIN 0625-AA45	01/20/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** William D. Hunter, 202 482-4412**RIN:** 0625-AA32**502. SHORT SUPPLY PROCEDURES  
FOR ITA****CFR Citation:** 19 CFR 357**Completed:**

Reason	Date	FR Cite
Withdrawn	01/20/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Jeffrey C. Lowe, 202 482-1439**RIN:** 0625-AA34**503. ANTIDUMPING AND  
COUNTERVAILING DUTIES;  
EXCLUSIONS****CFR Citation:** 19 CFR 353; 19 CFR 355**Completed:**

Reason	Date	FR Cite
Withdrawn	01/20/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** William D. Hunter, 202 482-4224**RIN:** 0625-AA44
**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of Export Administration (BXA)**
**Prerule Stage****504. • ADMINISTRATION OF STATE  
LOG EXPORTS BAN****Priority:** Other Significant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None

**Abstract:** This rule provides advance notice that the Department of Commerce will issue regulations implementing the ban on the export of unprocessed timber originating from non-Federal public lands in 17 western states, pursuant to the Forest Resources Conservation and Shortage Relief Act of 1990, as amended (FRCSRA). This notice defines the actions the Department proposes to take to implement the FRCSRA and requests public comments on these proposed actions.

**Timetable:**

Action	Date	FR Cite
ANPRM	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, 202 482-0074**RIN:** 0694-AB25
**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of Export Administration (BXA)**
**Proposed Rule Stage****505. DEFENSE PRIORITIES AND  
ALLOCATIONS SYSTEM (DPAS)****Priority:** Substantive, Nonsignificant**Legal Authority:** 50 USC app 2061 et seq; 50 USC app 468; EO 12656; EO 12742; EO 12919**CFR Citation:** 15 CFR 700**Legal Deadline:** None

**Abstract:** The Defense Priorities and Allocations System (DPAS) implements the priorities and allocations authority of title I of the Defense Production Act of 1950, as amended, and the priorities authority of section 18 of the Selective Service Act of 1948. The DPAS was published as a final rule on July 30, 1984. Based on the findings and recommendations of an interagency sponsored study concerning the controlled materials program, and comments from both defense agency and industry users, this proposed rule

would amend the DPAS to remove the controlled materials provisions and make certain revisions to its procedural requirements. These amendments will have no costs associated with them, would reduce the regulatory and information reporting burden on industry and make the DPAS more effective and efficient, would result in cost savings for defense contractors, would update certain other provisions to conform to statutory and jurisdictional changes, and would make the DPAS more compatible with current industry practices.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Sectors Affected:** Multiple

**Agency Contact:** Richard V. Meyers, DPAS Program Manager, Department of Commerce, Bureau of Export Administration, Office of Industrial Resources Admin., National Security Preparedness Div., Room 3878, Washington, DC 20230, 202 482-3634

**RIN:** 0694-AA02**506. SIMPLIFICATION OF THE  
EXPORT ADMINISTRATION  
REGULATIONS****Priority:** Regulatory Plan**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735**CFR Citation:** 15 CFR 768 to 779; 15 CFR 785 to 791; 15 CFR 799

## DOC—BXA

## Proposed Rule Stage

**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration is undertaking a comprehensive review of the Export Administration Regulations. This review is intended to simplify, clarify and make the export control regulatory requirements more user-friendly.

**Timetable:**

Action	Date	FR Cite
ANPRM	02/10/94	59 FR 6528
ANPRM Comment Period End	03/28/94	
NPRM	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of

Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AA67**507. • IMPLEMENTATION OF CHEMICAL WEAPONS CONVENTION****Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** Not yet determined**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration is developing regulations and procedures that specify industry obligations under the chemical weapons convention.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/23/94	59 FR 66291
ANPRM Comment Period End	01/23/95	59 FR 66291
NPRM	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-6031**

**RIN:** 0694-AB06

## DEPARTMENT OF COMMERCE (DOC)

## Final Rule Stage

## Bureau of Export Administration (BXA)

**508. REVISION OF FOREIGN BOYCOTT PROVISIONS OF EXPORT ADMINISTRATION REGULATIONS****Priority:** Substantive, Nonsignificant

**Legal Authority:** 50 USC 1701 et seq; 50 USC app 2401 et seq; EO 12002; EO 12058; EO 12214; EO 12735

**CFR Citation:** 15 CFR 769**Legal Deadline:** None

**Abstract:** The Department proposes to revise the foreign boycott provisions of the Export Administration Regulations. The revisions would clarify the application of: (1) the intent provision to the reporting requirement; (2) the jurisdictional requirements relating to the implementation of letters of credit; (3) the furnishing information prohibitions to information about the nationality of directors and about blacklisted persons; (4) the shipping requirement exception to refusals to use blacklisted vessels; and (5) the import and shipping document exception to information about the nationality of carriers and residence of manufacturers or suppliers. The revisions are intended to clarify areas of confusion. In addition, the proposal would remove many references and provisions dealing with effective dates and grace periods that are no longer applicable.

**Timetable:**

Action	Date	FR Cite
NPRM	09/26/89	54 FR 39415

Action	Date	FR Cite
NPRM Comment Period End	10/26/89	
Final Action	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Robert Diamond, Acting Director, Compliance Policy Division, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-4550**

**RIN:** 0694-AA11**509. TRANSFER OF DUAL-USE ITEMS FROM U.S. MUNITIONS LIST TO THE COMMERCE CONTROL LIST****Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7420; 10 USC 74301(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 799.1**Legal Deadline:** None

**Abstract:** The COCOM Industrial List (IL) controls so-called dual-use items, which have both civil and military uses. There is not a direct correspondence between the IL and BXA's Commerce Control List (CCL) because some IL items are controlled

by the State Department in the U.S. munitions list.

In his November 15, 1990, memorandum of disapproval of H.R. 4653, the President determined that, "By June 1, 1991, the United States will remove from the U.S. munitions list all items contained on the COCOM dual-use list unless significant U.S. national security interests would be jeopardized." This rule will implement BXA controls through the CCL on those items removed from the U.S. munitions list as a result of the President's decision.

**Timetable:**

Action	Date	FR Cite
Transfer of Communications Satellites	10/23/92	57 FR 48312
Navigation and Avionics	06/23/93	58 FR 34211
Final Rule: Transfer of Commercial Communication Satellites	09/08/93	58 FR 47322
Transfer of Items From the USML to the CCL; Imposition of Certain Foreign Policy Controls	10/26/93	58 FR 57549
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Jerold Beiter, Electronics Engineer, Office of

## DOC—BXA

## Final Rule Stage

Technology and Policy Analysis,  
Department of Commerce, Bureau of  
Export Administration, Washington, DC  
20230, **202 482-1641**

RIN: 0694-AA52

### 510. EXPORTS TO IRAN; REVISION OF FOREIGN POLICY CONTROLS

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7420; 10 USC 7430(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 771; 15 CFR 785; 15 CFR 799

**Legal Deadline:** None

**Abstract:** This interim rule amends the Export Administration Regulations by revising the special country policies and provisions, consistent with the National Defense Authorization Act (NDAA) of 1992, to establish a policy of denial for all items that require a validated license for Iran, except items subject to short supply controls.

#### Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

RIN: 0694-AA62

### 511. EQUIPMENT RELATED TO THE PRODUCTION OF CHEMICAL WEAPONS AND WARFARE AGENTS, MICROORGANISMS AND TOXINS; REVISIONS TO AUSTRALIA GROUP MEMBERS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 773; 15 CFR 778; 15 CFR 799

**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration (BXA) maintains the Commerce Control List (CCL), which appears in the Export Administration Regulations (EAR). This rule amends the CCL by revising Export Control Classification Numbers (ECCNs) 1B70 and 1C61. These ECCNs control dual-use items that can be used in the production of chemical and biological weapons (CBW). The changes made by this rule are intended to conform the list of CBW-related items controlled by the United States to the lists of items agreed to and adopted by the countries participating in the Australia Group (AG). In addition, this rule revises the list of countries participating in the AG to include Argentina and Hungary, since both countries now participate in the AG.

#### Timetable:

Action	Date	FR Cite
Interim Final Rule	03/18/94	59 FR 12824
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

RIN: 0694-AA69

### 512. REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS; REMOVAL OF CONTROLS ON CERTAIN ON-HIGHWAY VEHICLES TO IRAN AND SYRIA; CORRECTIONS AND CLARIFICATIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule removes ECCN 9A93F, the special terrorism controls on on-highway tractors with single or tandem rear axels rated for 20,000 pounds or greater and their specially designed parts. This rule also makes the following clarifications and corrections to the Export Administration Regulations: Revises General License GCG to ensure that

BXA has the opportunity to review sensitive exports such as those controlled for missile technology or chemical or biological warfare reasons; clarifies the countries eligible for General License GFW; clarifies procedures for submitting classification requests; and makes typographical corrections to previously issued regulations.

#### Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

RIN: 0694-AA72

### 513. IMPLEMENTATION OF THE CUBA DEMOCRACY ACT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The Cuba Democracy Act required certain actions to tighten the embargo on Cuba. This includes changes in general license provisions for ship stores and new controls on medicines. These changes will complement regulations already issued by the Department of the Treasury.

#### Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

RIN: 0694-AA77

## DOC—BXA

## Final Rule Stage

**514. EFFECT OF IMPORTED ARTICLES ON THE NATIONAL SECURITY****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 1862**CFR Citation:** 15 CFR 705**Legal Deadline:** None

**Abstract:** Section 232 of the Trade Expansion Act of 1962, as amended (19 USC 1862) provides for the investigation of imports of articles which threaten to impair the national security. The implementing regulation, "Effect of Imported Articles on the National Security" (15 CFR 705), prescribes procedures to be followed by the Department of Commerce to commence and conduct such an investigation. Because of recent amendments to the Act, this regulation must be revised to set forth requirements for additional action to be taken by the Secretary of Commerce upon commencing, conducting, and completing an investigation, and reporting the disposition of an investigation to the Congress, and by the President in making a determination to take action against the imports of the article.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Karen Swasey, Section 232 Investigations Program Manager, Department of Commerce, Bureau of Export Administration, Office of Industrial Resource Administration, Strategic Analysis Division, Room 3878, Washington, DC 20230, **202 482-3795**

**RIN:** 0694-AB01**515. • EXPORTS OF SAMPLE SHIPMENTS IN MIXTURES CONTAINING PRECURSORS AND INTERMEDIATE CHEMICALS; REVISIONS TO AUSTRALIA GROUP MEMBERS****Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 773; 15 CFR 778; 15 CFR 799**Legal Deadline:** None

**Abstract:** The Bureau of Export Administration (BXA) maintains the Commerce Control List (CCL), which appears in the Export Administration Regulations (EAR). This rule amends the CCL by revising Export Control Classification Number (ECCN) 1C60. This ECCN controls dual-use precursors and intermediate chemicals useful in the production of chemical warfare agents. In addition this rule makes an editorial correction by removing ECCN 1C64E for di-isopropylcarbodiimide (C.A.S. #693-13-0) and di-cyclohexocarbodiimide (C.A.S. #538-75-Q), which was inadvertently readmitted to the Commerce Control List. The changes made by this rule are based on recent discussions in the Australia Group (AG). Finally, this rule revises the list of countries eligible to receive Australia Group (AG) benefits under U.S. regulations to include the Czech Republic and remove Turkey.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/19/94	59 FR 52685
Interim Final Rule Effective Date	10/19/94	59 FR 52685
Interim Final Rule Comment Period End	11/18/94	59 FR 52685
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB05**516. • INTERNATIONAL IMPORT CERTIFICATES, GENERAL LICENSE G-TEMP AUSTRALIA AND PRC IC/DV REVISIONS****Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None

**Abstract:** This rule clarifies the procedures for issuing U.S. International Import Certificates, removes the emergency procedures for General License G-TEMP, correctly identifies the issuing party of the People's Republic of China End-User Certificate, and correctly identifies the address of the Australian and PRC issuing authorities for the Import Certificate.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB07**517. • FOREIGN POLICY CONTROLS: CRIME CONTROL, IMPLEMENTS OF TORTURE, AND ARMS EMBARGO AGAINST RWANDA****Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2319(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None

**Abstract:** This rule adds explanatory notes to Commerce Control List entries covering crime control and detection items, regional stability items, and items subject to the United Nations arms embargo against Rwanda. This amendment is necessary to make each entry consistent and to explicitly reflect the reason for control.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB08

## DOC—BXA

## Final Rule Stage

**518. • TRANSFER OF CERTAIN REMOTE SENSING SATELLITES FROM THE U.S. MUNITIONS LIST TO THE CCL****Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None**Abstract:** This rule amends Export Control Classification Number 9A04A to include certain remote sensing satellite systems and components, parts, accessories, attachments and equipment associated with remote sensing satellites that do not meet the parameters described in Category XV on the U.S. Munitions List maintained by the U.S. Department of State.**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074****RIN:** 0694-AB09**519. • CLARIFICATION OF ENHANCED PROLIFERATION CONTROL INITIATIVE (EPCI) "CATCH-ALL" PROVISION AND VALIDATED LICENSE REQUIREMENTS****Priority:** Other Significant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None**Abstract:** This rule amends the Export Administration Regulations to clarify and make more effective provisions that require exporters and others to submit individual validated license applications if they "know" or are "informed" of certain proliferation

activities. These changes are among those directed by the Trade Promotion Coordinating Committee, a 19-member interagency group chaired by the Secretary of Commerce. Specifically, this rule creates categories of items subject to the EPCI licensing requirements.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074****RIN:** 0694-AB10**520. • FEDERAL REPUBLIC OF YUGOSLAVIA AND UNITA IN ANGOLA****Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None**Abstract:** This rule amends the Export Administration Regulations by adding language concerning the export licensing procedures for the Federal Republic of Yugoslavia (Serbia and Montenegro) and the National Union for the Total Independence of Angola (UNITA).**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074****RIN:** 0694-AB11**521. • REVISION TO THE EAR; SUPPLEMENT NO. 2 TO PART 778****Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC

7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None**Abstract:** This rule amends the Export Administration Regulations list of countries that are party to the Nuclear Non-Proliferation Treaty and/or the Treaty for the Prohibition of Nuclear Weapons in Latin America (Treaty of Tlatelolco). In addition, this rule makes certain editorial clarifications and corrections, and adds material inadvertently omitted. This rule adds language in the exceptions section to clarify that General License GLV does not authorize commodities controlled for nuclear non-proliferation reasons; clarifies that General License GFW does not authorize commodities controlled for nuclear non-proliferation reasons; and clarifies that General License GCT does not authorize commodities controlled for nuclear non-proliferation reasons.**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074****RIN:** 0694-AB12**522. • REVISION TO THE EAR; REMOVAL OF POLAND FROM GENERAL LICENSE GNSG AND ADDITION OF ARGENTINA AND NEW ZEALAND TO GNSG****Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** None**Abstract:** In May 1994, Poland was moved from Country Group W to Country Group V to conform with changes in licensing policies for

## DOC—BXA

## Final Rule Stage

proscribed countries. This rule amends the Export Administration Regulations by removing Poland from General License GNSG national security item country restrictions to correct an oversight from the previous rule. This rule will also add Argentina and New Zealand to the countries that are eligible to receive exports under General License GNSG. Also, Haiti is removed from the list of embargoed countries listed in the Note at the end of Supplement No. 1 to part 770.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB14

### 523. • REVISIONS TO THE EAR: ESTABLISHMENT OF A STANDARD SAVING CLAUSE

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 40 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule establishes a standard saving clause (a grace period after the date of imposition of controls within which shipments that are en route to the point of export may be exported under the previously applicable authorization) when an individual validated license requirement is imposed on items and/or destinations that formerly were eligible for a general license or special license procedure.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce,

Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB15

### 524. • COUNTRIES ELIGIBLE TO RECEIVE SUPERCOMPUTERS UNDER SPECIAL LICENSING PROCEDURES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule will expand the list of countries eligible to receive supercomputers under the special license procedures. This rule will lessen the administrative burden on U.S. exporters.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB16

### 525. • REVISIONS AND CLARIFICATIONS TO PERMISSIVE REEXPORT AND GENERAL LICENSE GLX

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 45 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule amends the permissive reexport provisions of the Export Administration Regulations to allow reexports of U.S.-origin commodities without obtaining prior written authorization, if, at the time of reexport, the items may be exported directly from the United States to the

new country of destination under General License GLX.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB17

### 526. • ESTABLISHMENT OF A NEW GENERAL LICENSE G-BETA FOR EXPORTS OF BETA TEST SOFTWARE

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule amends the Export Administration Regulations by establishing a new general license G-BETA for certain exports of beta test software. Under the provisions of this new general license, exports to beta test software programs may be exported to all destinations except Country Groups S and Z, Iran, Iraq, Sudan, and Syria. This new general license eligibility will greatly reduce the number of validated license applications for certain software intended for mass-market distribution.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB18

### 527. • REVISIONS TO LICENSING POLICY FOR NORTH KOREA

**Priority:** Other Significant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC



## DOC—BXA

## Final Rule Stage

7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule further implements the October 21, 1994, U.S.-North Korea Agreed Framework. This is part of the initial steps the United States is taking in response to North Korea's decisions to freeze its nuclear program and facilities and cooperate with the United States and IAEA to verify the freeze and ensure safe storage of spent nuclear fuel.

This rule amends Commerce Department license policy on exports of telecommunications items to support international gateways. Export applications for such projects will be reviewed on a case-by-case basis.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB19

#### 528. • REVISION TO REGULATIONS PERTAINING TO EXPORTS OF SAMPLES AND MIXTURES CONTAINING PRECURSOR AND INTERMEDIATE CHEMICALS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule amends the Commerce Control List (CCL) by revising Export Control Classification Number (ECCN) 1C60 to reflect the recent discussions in the Australia Group. In addition, this rule adds a note ECCN 0A95H to alert the public that vaccines are eligible for export under the provisions of General License

G-DEST. Finally, this rule revises the list of countries eligible to receive Australia Group benefits under U.S. regulations to include Poland and the Slovak Republic.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB20

#### 529. • EXPORT TO TERRORIST-SUPPORTING COUNTRIES; PARTS, COMPONENTS, AND MATERIALS INCORPORATED ABROAD INTO FOREIGN-MADE PRODUCTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule revises the provisions governing the export from abroad of foreign-made products incorporating U.S.-origin parts, components, or materials by clarifying that the de minimis U.S. content value level (below which foreign-made products are not subject to export controls) is ten percent for all countries that the Secretary of State has designated as repeated providers of support for acts of international terrorism. The de minimis level for all other countries remains 25 percent.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB22

#### 530. • EDITORIAL CLARIFICATION AND CORRECTIONS TO THE EXPORT ADMINISTRATION REGULATIONS; REMOVAL OF ECCN 1C65

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** This rule makes the following revisions and clarifications to the Export Administration Regulations: (1) Clarifies the licensing requirements for equipment and material that can be used in the production of biological agents by removing the reference to Export Control Classification Number (ECCN) 1C65 (complex media); (2) Adds to that which was inadvertently omitted on September 7, 1993 (58 FR 47049); and (3) Clarifies the missile technology and nuclear nonproliferation controls applicable to ECCN 1E01.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB23

#### 531. • PROLIFERATION ENTITY LIST

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7240; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 11912; EO 12058; EO 12735

**CFR Citation:** 15 CFR 700 to 799

**Legal Deadline:** None

**Abstract:** The Department of Commerce maintains export controls to limit the proliferation of chemical or biological weapons, nuclear weapons or explosive devices, and missile systems. The Export Administration Regulations

## DOC—BXA

## Final Rule Stage

(EAR) provide that the Bureau of Export Administration (BXA) may inform exporters, individually or through amendment to the EAR, that an individual validated license is required for exports or reexports to certain entities because there exists an unacceptable risk of use in or diversion to certain nuclear end-uses, missile end-uses, or chemical or biological

weapons end-uses. In addition, BXA may inform U.S. persons that an individual validated license is required to export or reexport, perform any contract, service, or employment, or otherwise support such end-uses.

**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230, **202 482-0074**

**RIN:** 0694-AB24

**DEPARTMENT OF COMMERCE (DOC)**  
**Bureau of Export Administration (BXA)**

**Completed/Longterm Actions**

**532. EXPORTS OF CERTAIN CALIFORNIA CRUDE OIL**

**CFR Citation:** 15 CFR 777

**Completed:**

Reason	Date	FR Cite
Final Action	03/27/95	60 FR 15669

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Patricia Muldonian, **202 482-0074**

**RIN:** 0694-AA70

**533. REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS: EXPORTS OF SAMPLE SHIPMENTS AND MIXTURES CONTAINING CHEMICAL WEAPONS PRECURSORS**

**Completed:**

Reason	Date	FR Cite
Withdrawn - Duplicate of RIN 0694-AB05	02/25/94	

**RIN:** 0694-AA78

**534. REVISIONS TO CONTROLS ON MISSILE TECHNOLOGY ITEMS IN COOPERATION WITH THE MISSILE TECHNOLOGY CONTROL REGIME**

**CFR Citation:** 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Final Action	09/30/94	59 FR 49798
Final Action Effective	09/30/94	59 FR 49798

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, **202 482-0074**

**RIN:** 0694-AA84

**535. REVISIONS TO CONTROLS ON ITEMS OF NUCLEAR PROLIFERATION CONCERN IN COOPERATION WITH THE NUCLEAR SUPPLIERS GROUP**

**CFR Citation:** 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, **202 482-0074**

**RIN:** 0694-AA85

**536. ADDITIONAL UNMANDATED RESTRICTIONS ON REEXPORTS TO LIBYA**

**CFR Citation:** 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Withdrawn - Combined with RIN 0694-AA67	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, **202 482-0074**

**RIN:** 0694-AA87

**537. REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS: REVISIONS TO SUPPLEMENT NO. 4 TO PART 778, AND CERTAIN EDITORIAL CORRECTIONS AND CLARIFICATIONS**

**CFR Citation:** 15 CFR 700 to 799

**Completed:**

Reason	Date	FR Cite
Final Action	12/29/94	59 FR 67180
Final Action Effective	12/29/94	59 FR 67180

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Sharron Cook, **202 482-0074**

**RIN:** 0694-AA89

**538. OFFSETS IN MILITARY EXPORTS**

**CFR Citation:** 15 CFR 701

**Completed:**

Reason	Date	FR Cite
Final Action	12/02/94	59 FR 61796
Final Action Effective	12/02/94	59 FR 61796

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Karen Swasey, **202 482-3795**

**RIN:** 0694-AA91

**539. REVISIONS TO THE EAR TO IMPLEMENT THE UNITED NATIONS EMBARGO ON ARMS AND RELATED MATERIAL TO RWANDA**

**CFR Citation:** 15 CFR 785; 15 CFR 799

**Completed:**

Reason	Date	FR Cite
Final Action	08/08/94	59 FR 40235
Final Action Effective	05/26/94	59 FR 40235

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hillary Hess, **202 482-0074**

**RIN:** 0694-AA98

## DOC—BXA

## Completed/Longterm Actions

**540. EXPORTS TO TAIWAN:  
EXPANSION OF IMPORT  
CERTIFICATE/DELIVERY  
VERIFICATION (IC/DV) PROCEDURE,  
SHORTER PROCESSING TIME  
FRAMES AND GENERAL LICENSE  
GCC****CFR Citation:** 15 CFR 770; 15 CFR 771;  
15 CFR 775**Completed:**

Reason	Date	FR Cite
Final Action	10/03/94	58 FR 50156
Final Action Effective	10/03/94	59 FR 50156

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Sharron Cook, 202  
482-0074**RIN:** 0694-AB00**541. • IMPLEMENTATION OF  
PRESIDENTIAL DECISION TO  
RESTRICT GIFT LICENSES TO CUBA****Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC  
7240; 10 USC 7430(e); 50 USC 1710  
et seq; 22 USC 3201 et seq; 42 USC  
2139(a); 43 USC 1354; 50 USC app  
2401 et seq; 46 USC 466(c); EO 11912;  
EO 12058; EO 12735**CFR Citation:** 15 CFR 771**Legal Deadline:** None**Abstract:** These amendments reflect the President's August 20, 1994, statement of his decision to limit general license eligibility for gift parcels to Cuba to food, medicine, and strictly humanitarian items.**Timetable:**

Action	Date	FR Cite
Final Action	08/30/94	59 FR 44887
Final Action Effective	08/30/94	59 FR 44887

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** John Bolsteins, Office  
of Policy Analysis, Department of  
Commerce, Bureau of ExportAdministration, Washington, DC 20230,  
**202 482-4252****RIN:** 0694-AB02**542. • TRANSFER OF THE  
INTERNATIONAL SPACE STATION  
FROM THE U.S. MUNITIONS LIST TO  
THE COMMERCE CONTROL LIST****Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC  
7240; 10 USC 7430(e); 50 USC 1710  
et seq; 22 USC 3201 et seq; 42 USC  
2139(a); 43 USC 1354; 50 USC app  
2401 et seq; 46 USC 466(c); EO 11912;  
EO 12058; EO 12735**CFR Citation:** 15 CFR 799**Legal Deadline:** None**Abstract:** This rule amends the Export Control Classification Number (ECCN) 9A04A to include the international space station and components, parts, accessories, attachments and associated equipment. These items will now be listed on the Commerce Control List and subject to Department of Commerce export controls, rather than on the U.S. Munitions List maintained by the Department of State.**Timetable:**

Action	Date	FR Cite
Final Action	09/19/94	58 FR 47797
Final Action Effective	09/19/94	59 FR 47797

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Jerold Beiter, Office  
of Technology and Policy Analysis,  
Department of Commerce, Bureau of  
Export Administration, Washington, DC  
20230, **202 482-3351****RIN:** 0694-AB03**543. • REVISIONS TO THE EXPORT  
ADMINISTRATION REGULATIONS;  
STATUS INFORMATION ON EXPORT  
LICENSE APPLICATIONS****Legal Authority:** 18 USC 2510 et seq;  
30 USC 185; 42 USC 6212; 10 USC7240; 10 USC 7430(e); 50 USC 1710  
et seq; 22 USC 3201 et seq; 42 USC  
2139(a); 43 USC 1354; 50 USC app  
2401 et seq; 46 USC 466(c); EO 11912;  
EO 12058; EO 12735**CFR Citation:** 15 CFR 770; 15 CFR 772;  
15 CFR 773; 15 CFR 774; 15 CFR 776**Legal Deadline:** None**Abstract:** Specifically, this rule makes the following corrections and clarifications to the Export Administration Regulations: (1) Revises section 770.11 by clarifying how applicants obtain status information on export licenses applications; (2) Revises section 770.13 by amending the introductory text; (3) Revises section 772.4 by removing the phrase "or GTE" and amending how to apply for a validated license; (4) Revises section 772.11 by amending the regulatory citing; (5) Revises Supplement No. 1 to Part 772 by adding the phrase "AND END-USER(S)"; (6) Revises section 773.9(1) by adding "Argentina, Hungary, Finland, and Sweden" to the list of countries eligible for permissive reexport under the Special Chemical License; (7) Revises section 774.2 by adding the parenthetical phrase "(except supercomputers)"; (8) Revises section 776.12 by removing the requirement for submission of Form BXA-6031P with applications for use of U.S.-origin parts and components in foreign goods.**Timetable:**

Action	Date	FR Cite
Final Action	11/16/94	59 FR 59135
Final Action Effective	11/16/94	59 FR 59135

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Sharron Cook, Policy  
Analyst, Department of Commerce,  
Bureau of Export Administration,  
Washington, DC 20230, **202 482-0074****RIN:** 0694-AB04

## DEPARTMENT OF COMMERCE (DOC)

## Final Rule Stage

## National Institute of Standards &amp; Technology (NIST)

**544. FASTENER QUALITY****Priority:** Other Significant**Legal Authority:** PL 101-592**CFR Citation:** 15 CFR 280**Legal Deadline:** NPRM, Statutory, May  
15, 1991.**Abstract:** This rule will implement the Fastener Quality Act. In 1990, Congress enacted the Fastener Quality Act (the

Act) to protect public safety, deter introduction of nonconforming fasteners into commerce, improve traceability of fasteners used in critical applications, and provide customers

## DOC—NIST

## Final Rule Stage

with greater assurance that fasteners meet stated specifications. The Act requires that certain fasteners sold in commerce conform to the specifications to which they are represented to be manufactured; provides for accreditation of laboratories engaged in fastener testing; and requires the inspection, testing, and certification (in accordance with standardized methods)

of fasteners used in critical applications.

**Timetable:**

Action	Date	FR Cite
NPRM	08/17/92	57 FR 37032
NPRM Comment Period End	11/02/92	57 FR 37032
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Belinda L. Collins, FQA Program Manager, Office of Standards Services, Department of Commerce, National Institute of Standards & Technology, Room A603 Administration, Gaithersburg, MD 20899, **301 975-4000**

**RIN:** 0693-AA90

## DEPARTMENT OF COMMERCE (DOC)

## Completed/Longterm Actions

## National Institute of Standards &amp; Technology (NIST)

#### 545. FIPS 189, PORTABLE OPERATING SYSTEM INTERFACE (POSIX): PART 2: SHELL AND UTILITIES

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Final Action - (Correction Notice, 11/07/94 59 FR 55531)	10/11/94	59 FR 51415

Final Action Effective 04/03/95 59 FR 51415

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AA70

#### 546. FIPS FOR POSIX SYSTEM ADMINISTRATION

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AA71

#### 547. FIPS FOR IRDS EXPORT/IMPORT FILE FORMAT

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AA76

#### 548. FIPS 188, STANDARD SECURITY LABEL FOR INFORMATION TRANSFER

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Final Action	09/06/94	59 FR 46036
Final Action Effective	03/01/95	59 FR 46036

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AA99

#### 549. FIPS 194, ODA RASTER DAP

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB12

#### 550. REVISION OF FIPS 177, INITIAL GRAPHICS EXCHANGE SPECIFICATION (IGES)

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB13

#### 551. FIPS 187, ADMINISTRATION STANDARD FOR THE TELECOMMUNICATIONS INFRASTRUCTURE OF FEDERAL BUILDINGS

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Final Action	08/11/94	59 FR 41272
Final Action Effective	02/10/95	59 FR 41272

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB14

#### 552. FIPS 172-1, VHSIC HARDWARE DESCRIPTION LANGUAGE (VHDL)

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Final Action	01/27/95	60 FR 5368
Final Action Effective	05/01/95	60 FR 5368

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB22

#### 553. FIPS FOR BUILDING GROUNDING AND BONDING REQUIREMENTS FOR TELECOMMUNICATIONS

**CFR Citation:** None

## DOC—NIST

## Completed/Longterm Actions

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB23

#### 554. PROPOSED REVISION OF FIPS 146-1, GOVERNMENT OPEN SYSTEMS INTERCONNECTION PROFILE (GOSIP)

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB24

#### 555. FIPS 119-2, ADA PROGRAMMING LANGUAGE

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB25

#### 556. REVISION OF FIPS 125-1, MUMPS (MASSACHUSETTS GENERAL HOSPITAL UTILITY MULTI-PROGRAMMING SYSTEM)

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB26

#### 557. FIPS 193, SQL ENVIRONMENTS

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Final Action	02/03/95	60 FR 6698
Final Action Effective	02/01/95	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB28

#### 558. FIPS 192, APPLICATION PROFILE FOR THE GOVERNMENT INFORMATION LOCATOR SERVICE (GILS)

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Final Action	12/07/94	59 FR 63075
Final Action Effective	06/30/95	59 FR 63075

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB29

#### 559. FIPS 152-1, PROGRAMMER'S HIERARCHICAL INTERACTIVE GRAPHICS SYSTEM (PHIGS)

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Final Action	01/27/95	60 FR 5362
Final Action Effective	08/01/95	60 FR 5362

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB30

#### 560. FIPS 21-4, COBOL

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Final Action	01/23/95	60 FR 4399
Final Action Effective	07/17/95	60 FR 4399

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB32

#### 561. REVISION OF FIPS 180-2, SECURE HASH STANDARD

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB33

#### 562. FIPS FOR CRYPTOGRAPHIC SERVICE CALLS

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB34

#### 563. PROPOSED REVISION OF FIPS 179, GOVERNMENT NETWORK MANAGEMENT PROFILE (GNMP)

**CFR Citation:** None

## Completed:

Reason	Date	FR Cite
Withdrawn	04/07/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Shirley Radack, 301 975-2833

**RIN:** 0693-AB35

#### 564. • MANUFACTURING EXTENSION PARTNERSHIP; ENVIRONMENTAL PROJECTS

**Legal Authority:** 15 USC 272(b)(1); 15 USC 272(c)(3); 15 USC 2781

**CFR Citation:** 15 CFR 291

**Legal Deadline:** None

**Abstract:** The purpose of this rule is to provide for integration of environmental services and resources into the national manufacturing extension system and to codify the process by which NIST will solicit and select applications for cooperative agreements and financial assistance on

## DOC—NIST

## Completed/Longterm Actions

projects which have the dual benefit of promoting the competitiveness and environmental soundness of smaller U.S. manufacturers. The intended effect is to increase the scope and scale of environmental services provided through the national manufacturing extension system.

**Timetable:**

Action	Date	FR Cite
NPRM	11/14/94	59 FR 56439
NPRM Comment Period End	12/14/94	59 FR 56439
Final Action	01/20/95	60 FR 4081
Final Action Effective	01/20/95	60 FR 4081

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** David Gold, MED Projects Manager, Department of Commerce, National Institute of

Standards & Technology, Technology Building 224, Room B115, Gaithersburg, MD 20899-0001, **301 975-5020**

**RIN:** 0693-AB36

**565. • FINANCIAL ASSISTANCE FOR RESEARCH AND DEVELOPMENT, U.S.-ISRAELI SCIENCE AND TECHNOLOGY GRANT PROGRAM**

**Legal Authority:** 15 USC 3706

**CFR Citation:** None

**Legal Deadline:** None

**Abstract:** The Under Secretary for Technology of the United States Department of Commerce announced the availability of financial assistance under a pilot U.S.-Israeli Science and Technology Grant Program (the Program). The Program will assist U.S.-

based industries and firms that have entered into U.S.-Israel joint ventures (partnerships of United States and Israeli companies) to carry out research and development on long-term, medium- to high-risk technologies.

**Timetable:**

Action	Date	FR Cite
Final Action	12/21/94	59 FR 65756
Final Action Effective	12/21/94	59 FR 65756

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Lee Bailey, Executive Director, Office of International Technology Policy, Department of Commerce, National Institute of Standards & Technology, Washington, DC 20230, **202 482-6351**

**RIN:** 0693-AB37

## DEPARTMENT OF COMMERCE (DOC)

## Prerule Stage

## National Oceanic and Atmospheric Administration (NOAA)

## NATIONAL MARINE FISHERIES SERVICE

**566. REGULATORY AMENDMENT ON INTERACTIVE COMMUNICATIONS IN THE GROUND FISH FISHERIES OF THE GOA AND BSAI**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672; 50 CFR 675

**Legal Deadline:** None

**Abstract:** This amendment will determine requirements for interactive communications in the groundfish fisheries of the Gulf of Alaska and Bering Sea and Aleutian Islands area to enhance reporting and recordkeeping.

**Timetable:**

Action	Date	FR Cite
ANPRM Comment Period End	08/00/95	
NPRM Comment Period End	09/00/95	
Final Action	11/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and

Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AE78

**567. NEW DEALER REPORTING FORM FOR LARGE PELAGICS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq

**CFR Citation:** 50 CFR 285; 50 CFR 630; 50 CFR 678

**Legal Deadline:** None

**Abstract:** Establishes a new dealer reporting system for ex-vessel buyers of Atlantic highly migratory species: Sharks, tunas, and swordfish. Replaces and consolidates current dealer reporting systems which differ by region and species.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AG76

**568. • LIMITING ENTRY TO THE GOLDEN CRAB FISHERY OFF THE SOUTHERN ATLANTIC STATES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** The golden crab fishery in the exclusive economic zone (EEZ) off the southern Atlantic states is currently not managed under a fishery management plan. This is a small-scale trap fishery for golden crabs. The actual number of fishermen, number of traps, and current production are unknown. In February 1995, the South Atlantic Fishery Management Council (Council) held a scoping meeting to obtain input concerning management of this resource. The public hearing testimony indicated that although little is known concerning this fishery, there is considerable interest by fishermen, particularly those displaced from other fisheries in New England and Alaska. The Council will consider a range of options including area restrictions, seasons, size limits, trap escape panel requirements, prohibition on harvest of females, and limits on the number of participants. By this notice, NMFS will announce the date the Council is likely to use a cut-off for limited entry permit eligibility. The purpose is to discourage

## DOC—NOAA

## Prerule Stage

speculative entry into the fishery. Since no decision has been made about establishing an actual limited entry program, this notice is not likely to elicit controversy.

**Timetable:**

Action	Date	FR Cite
ANPRM	04/07/95	60 FR 17770
ANPRM Comment	05/08/95	
Period End		
NPRM	00/00/00	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, MNFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive north, St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AH86

#### 569. USE IN ENFORCEMENT PROCEEDINGS OF INFORMATION COLLECTED BY VOLUNTARY FISHERY DATA COLLECTORS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1853(f)

**CFR Citation:** 15 CFR 904; 50 CFR 11; 50 CFR 12

**Legal Deadline:** None

**Abstract:** Problem: The National Marine Fisheries Service requires scientific data about the state of various fisheries in order to provide better management. In the past, much of this data has been collected by voluntary fishery data collectors placed aboard private vessels by NMFS. Owners and operators of these vessels have expressed concern that information collected by these voluntary fishery data collectors might be used against them in a subsequent enforcement proceeding, thereby affecting their willingness to take on these collectors. Solution: The newly enacted statute "restricts" the use of data obtained by voluntary fishery data collectors in subsequent enforcement proceedings brought pursuant to the Magnuson Fishery Conservation and Management Act, 16 USC 1801, the Marine Mammal Protection Act, 16 USC 1361, and the Endangered Species Act, 16 USC 1531.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Additional Information:** Regulations will likely appear at 15 CFR part 905.

**Agency Contact:** Joel LaBissonniere, Attorney, Office of General Counsel--Enforcement and Litigation, Department of Commerce, National Oceanic and Atmospheric Administration, 8484 Georgia Avenue, Fourth Floor, Silver Spring, MD 20910, **301 427-2202**

**RIN:** 0648-AE40

#### 570. TAKE OF MARINE MAMMALS BY THE U.S. NAVY INCIDENTAL TO MILITARY ACTIVITIES IN THE SOUTH ATLANTIC OF THE UNITED STATES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 228

**Legal Deadline:** None

**Abstract:** NMFS expects the U.S. Navy to petition for regulations that would authorize a small take of marine mammals incidental to ship shock trials in oceanic waters offshore Florida. Under the Marine Mammal Protection Act, NMFS is allowed to authorize these takings if certain findings are made and regulations are issued that include requirements for monitoring and reporting.

**Timetable:**

Action	Date	FR Cite
ANPRM	01/01/96	
ANPRM Comment	02/01/96	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Kenneth Hollingshead, Fishery Biologist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, SSMC #1, Silver Spring, MD 20910, **301 713-2055**

**RIN:** 0648-AG55

#### NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT

#### 571. • RESTRICTING OR PROHIBITING ATTRACTING SHARKS IN THE MONTEREY BAY NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1434(a)(5)

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** The Sanctuaries and Reserves Division (SRD) is issuing an ANPR to inform the public that it is considering restricting or prohibiting attracting sharks by chum or other means in the Monterey Bay National Marine Sanctuary, and to invite written comments, advice, and recommendations. This ANPR is an optional preliminary step to notice and comment rulemaking. If SRD determines to amend the regulations, SRD must follow the appropriate procedures of notice and comment rulemaking under the Administrative Procedure Act. Further, SRD will consult, as required by the National Marine Sanctuaries Act at 16 USC 1434(a)(5), with the Pacific Fishery Management Council before it issues any Sanctuary regulations "for fishing."

Any future restrictions or prohibitions SRD places on attracting sharks by the use of chum or other means would be to ensure that Sanctuary resources or qualities would not be adversely impacted and/or to avoid conflict among various users of the Sanctuary. This is consistent with the purposes of the sanctuary designation.

**Timetable:**

Action	Date	FR Cite
ANPRM	04/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Margo F. Jackson, Assistant General Counsel for Ocean Services, Office of the General Counsel, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM4), Silver Spring, MD 20910, **301 713-2967**

**RIN:** 0648-AH92

#### OFFICE OF THE ADMINISTRATOR

#### 572. REGIONAL MARINE RESEARCH PROGRAM

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1447 et seq; PL 101-593

**CFR Citation:** Not yet determined

**Legal Deadline:** None

## DOC—NOAA

## Prerule Stage

**Abstract:** Regulations will state Regional Boards structure, proposed review process for plans, and research proposals.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Department of Commerce, National Oceanic and Atmospheric Administration, 1335 East-West Highway, Silver Spring, MD 20910, **301 713-2435**

**RIN:** 0648-AF20

**573. • NATIONAL UNDERSEA RESEARCH PROGRAM FUNDING REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 33 USC 883d

**CFR Citation:** None

**Legal Deadline:** None

**Abstract:** The National Undersea Research Program (NURP) is revising its procedures to emphasize the peer review process in the funding process. Under the new procedures, NURP will compete all omnibus and national program proposals that will permit true competition through the peer review process. The regulations will detail procedures under which the NURP office will convene a single review process with multiple panels covering

different subject areas to consider and rate proposals. The results will be used to advise the NURP office regarding quality and utility of the projects. The NURP office will subsequently determine which proposals will be funded and use this information to set funding levels for the individual centers.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Dr. Henry Frey, Acting Director, NURP, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Room 11843, Silver Spring, MD 20910, **301 713-2448**

**RIN:** 0648-AH90

## DEPARTMENT OF COMMERCE (DOC)

## Proposed Rule Stage

## National Oceanic and Atmospheric Administration (NOAA)

**NATIONAL MARINE FISHERIES SERVICE****574. SCIENTIFIC RESEARCH—DOMESTIC AND FOREIGN FISHING**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 611; 50 CFR 620

**Legal Deadline:** None

**Abstract:** This rule would define scientific research, exempted fishing and exempted educational activities under the Magnuson Act, and would standardize procedures for issuance of permits for exempted activities and exempted educational activities.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Sectors Affected:** 091 Commercial Fishing

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Mgmt., Department of Commerce, National Oceanic and Atmospheric Administration, 1315

East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AC61

**575. FISHERY MANAGEMENT PLAN FOR THE QUEEN CONCH FISHERY OF PUERTO RICO AND THE U.S. VIRGIN ISLANDS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq, Magnuson Fishery Conservation & Mgmt. Act

**CFR Citation:** Not yet determined

**Legal Deadline:** NPRM, Statutory.

Final, Statutory.  
NPRM 15 days and final action 110 days after receipt from the fishery management council.

**Abstract:** This new Fishery Management Plan for the Queen Conch Fishery of Puerto Rico and the U.S. Virgin Islands will establish Federal management measures to rebuild the overfished queen conch resource off Puerto Rico and the U.S. Virgin Islands. Proposed measures include minimum size restrictions and bag limits for commercial and recreational fisheries.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

Action	Date	FR Cite
Final Action	03/00/96	
Final Action Effective	04/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AD91

**576. SECRETARIAL AMENDMENT TO THE FMP FOR ATLANTIC SWORDFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq, Magnuson Fishery Conservation & Mgmt. Act

**CFR Citation:** 50 CFR 630

**Legal Deadline:** NPRM, Statutory.

Final, Statutory.  
NPRM 15 days and final action 110 days after beginning of review.

**Abstract:** PL 101-627 (signed into law November 7, 1990) transferred full responsibility for the management of swordfish, including preparation of fishery management plans and amendments, from the regional fishery management councils to the Secretary



## DOC—NOAA

## Proposed Rule Stage

of Commerce. The Secretary will prepare an amendment to the FMP for Atlantic swordfish that will reduce fishing mortality, prevent overfishing, rebuild an overexploited resource, and be consistent with conservation measures recommended by the International Commission for the Conservation of Atlantic Tunas. The existing FMP management measures remain in effect until superseded by Secretarial actions. Management measures to reduce overfishing may include a moratorium on issuance of new fishing permits or a limited entry system.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	07/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AE09

#### **577. FISHERY MANAGEMENT PLAN FOR CORALS AND REEF-ASSOCIATED PLANTS AND INVERTEBRATES FOR PUERTO RICO AND THE U.S. VIRGIN ISLANDS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** Not yet determined

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a regional fishery management council.

**Abstract:** The Fishery Management Plan (FMP) for Corals and Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands will address the impacts of human activities on the condition of coral reefs in Federal waters off Puerto Rico and the U.S. Virgin Islands, and related habitats, and respond to the rapidly expanding fishery for aquarium species, especially

in Puerto Rico. Specifically, the FMP would: (1) prohibit the harvest of stony corals, sea fans, gorgonians, and live rock, except for scientific research, education, and habitat restoration; (2) limit harvest of other invertebrates to dip nets and slurp guns, with certain exceptions; (3) prohibit the use of chemicals and explosives; and (4) require permits and reporting to improve data collection.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AE47

#### **578. FISHERY MANAGEMENT PLAN FOR ATLANTIC HERRING**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq, Magnuson Fishery Conservation & Mgmt. Act

**CFR Citation:** 50 CFR 648

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

**Abstract:** This fishery management plan would implement management measures for Atlantic herring in the EEZ off New England and the Mid-Atlantic States.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	04/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9300**

**RIN:** 0648-AE50

#### **579. AMENDMENT 21B TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 675

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the fishery management council.

**Abstract:** Amendment authorizes measures pertaining to salmon bycatch in the trawl fisheries of the Bering Sea and Aleutian Islands; Salmon time/area closures.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AE97

#### **580. AMENDMENT 5 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC MACKEREL, SQUID, AND BUTTERFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 655

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the fishery management council.

**Abstract:** Amendment 5 would establish a moratorium on entry of

## DOC—NOAA

## Proposed Rule Stage

vessels to the commercial fisheries for LOLIGO and ILLEX squid and for butterfish and would establish criteria for announcing a control date for Atlantic mackerel. It would specify new procedures for setting annual quotas including TALFF. Permits would be required for commercial vessels, party and charter boats, operators and dealers. It would establish logbook and/or reporting requirements for commercial vessels, party and charter boats, and dealers.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AF01

**581. AMENDMENT 4 TO THE FISHERY MANAGEMENT PLAN FOR THE SPINY LOBSTER FISHERY OF THE GULF OF MEXICO AND SOUTH ATLANTIC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 640

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the fishery management council.

**Abstract:** Amendment 4 would: establish a year-round daily bag limit of two lobsters for all fishermen north of the Florida/Georgia border.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AF37

**582. AMENDMENT 9 TO THE FMP FOR ATLANTIC SURF CLAMS AND OCEAN QUAHOGS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 652

**Legal Deadline:** NPRM, Statutory. NPRM 15 days from date amendment review begins and council is sent copy for comments.

**Abstract:** This amendment would manage the fishery for mahogany clams (ocean quahogs) off a portion of the coast of Maine, in the EEZ.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/96	
NPRM Comment Period End	06/00/96	
Final Action	09/00/96	
Final Action Effective	10/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AF41

**583. REGULATORY AMENDMENT—CHANGES TO DIRECTED FISHING REGULATIONS FOR GROUND FISH OFF OF ALASKA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672; 50 CFR 675

**Legal Deadline:** None

**Abstract:** Regulatory amendment to clarify, simplify, and framework directed fishing standards in the Alaska groundfish fisheries.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	

Action	Date	FR Cite
NPRM Comment Period End	06/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AF53

**584. REGULATORY AMENDMENT REGARDING MESH SIZE IN TRAWLS AND ROCK SOLE VESSEL INCENTIVE PROGRAM STANDARDS IN ALASKA GROUND FISH FISHERIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672; 50 CFR 675

**Legal Deadline:** None

**Abstract:** This regulatory amendment specifies trawl mesh size to reduce bycatch of undersized fish and reduce waste in the Alaska groundfish fisheries.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AF57

**585. REGULATORY AMENDMENT FOR RED GROUPER IN THE GULF OF MEXICO**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 641

**Legal Deadline:** None

## DOC—NOAA

## Proposed Rule Stage

**Abstract:** This regulatory amendment would decrease the minimum allowable size of red grouper for the commercial fishery from 20 to 18 inches for fish caught from the exclusive economic zone (EEZ) in the Gulf of Mexico. This action is based, in part, on the 1994 stock assessment for red grouper and would facilitate the commercial harvest of the entire 1995 shallow-water grouper quota (quota has not been fully caught in recent years), as established by the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico (FMP). The regulatory amendment is prepared by the Gulf of Mexico Council and reviewed and implemented by NMFS under FMP framework procedures.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AF78

**586. FISHERY MANAGEMENT PLAN FOR THE SCALLOP FISHERY OF ALASKA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 673

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the North Pacific Fishery Management Council.

**Abstract:** This action would establish a Fishery Management Plan which conserves scallop resources by closing the EEZ to scallop fishing for up to 2 years.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	

Action	Date	FR Cite
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Additional Information:** Control date notice for North Pacific Scallop Fisheries 06/15/94 59 FR 30772; 04/24/94 - Effective Date

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AF81

**587. FISHERY MANAGEMENT PLAN FOR ATLANTIC TUNAS**

**Priority:** Other Significant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 285

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after beginning of review.

**Abstract:** This Fishery Management Plan will establish management measures for Atlantic tunas under authority of the Magnuson Act, as well as the Atlantic Tunas Convention Act, as set forth in the 1990 amendments to the Magnuson Act.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	01/00/96	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-7334**

**RIN:** 0648-AF86

**588. FISHERY MANAGEMENT PLAN FOR TILEFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** Not yet determined

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a regional fishery management council.

**Abstract:** This FMP would manage tilefish (*Lopholatilus chamaeleonticeps*) in the EEZ along the Atlantic Coast north of the Virginia/North Carolina border to rebuild the stock.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	02/00/96	
Final Action Effective	03/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9300**

**RIN:** 0648-AF87

**589. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BILLFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 644

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after beginning of review.

**Abstract:** This amendment will define overfishing for Atlantic billfish, clarify the plan objectives and the definition of optimum yield, and implement regulatory changes to reduce fishing mortality.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

## DOC—NOAA

## Proposed Rule Stage

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1335 East-West Highway, Silver Spring, MD 20910, **301 713-7334**

**RIN:** 0648-AF88

**590. AMENDMENT 8 TO THE PACIFIC COAST GROUND FISH FMP TO IMPLEMENT INDIVIDUAL QUOTAS FOR THE FIXED-GEAR SABLEFISH FISHERY (OR REGULATORY AMENDMENT FOR NONTRAWL TRIP LIMITS)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** NPRM, Statutory. Final, Statutory. NPRM 15 days and final action 110 days after receipt from the Pacific Fishery Management Council.

**Abstract:** Regulations would implement Amendment 8 to the Pacific Coast Groundfish FMP to establish an individual quota system for sablefish caught with fixed gear off Washington, Oregon, and California. Alternatively a regulatory amendment may implement trip limits in the nontrawl sablefish fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/95	
NPRM Comment Period End	01/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AF90

**591. REGULATORY ADJUSTMENTS TO 1994-1995 ATLANTIC TUNA FISHERIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 971 et seq

**CFR Citation:** 50 CFR 285

**Legal Deadline:** None

**Abstract:** This action will establish fishing category quotas for the 1995 fisheries for bluefin tuna, revise regulations affecting directed catch and incidental take of bluefin tuna, change permitting and reporting requirements for the Atlantic tuna fisheries, and implement regulations for yellowfin and bigeye tuna to comply with ICCAT recommendations and domestic fishery management objectives.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	05/00/95	
Final Action Effective	06/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Mgmt., Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AG14

**592. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR COASTAL MIGRATORY PELAGIC RESOURCES OF THE GULF OF MEXICO AND SOUTH ATLANTIC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 642

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

**Abstract:** Amendment 8 management measures being considered include: permits for commercial mackerel dealers; a 3,000-lb. commercial daily trip limit for Atlantic group king mackerel; extending the cobia management area to include the

exclusive economic zone (EEZ) from Virginia to New York; reestablishing the boundary separating Gulf and Atlantic groups of king mackerel; a daily commercial trip limit for cobia; at sea vessel-to-vessel transfer of Atlantic group Spanish mackerel among commercial vessels in the EEZ off Florida; providing the South Atlantic Fishery Management Council with the authority to decide on the management measures (quotas, trip limits, etc.) for Gulf group king mackerel in the seasonal fishery (November-March) in the area off the Florida east coast; and dividing the hook-and-line commercial quota of Gulf group king mackerel in the Florida west coast subzone equitably between user groups.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	01/00/96	
Final Action Effective	02/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AG25

**593. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 659

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a Regional Fishery Management Council.

**Abstract:** Amendment 1 would: add rock shrimp to the management unit of the Fishery Management Plan for the Shrimp Fishery of the South Atlantic (FMP); and prohibit trawling for rock shrimp in designated areas.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	

## DOC—NOAA

## Proposed Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	09/00/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AG26

#### 594. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 646

**Legal Deadline:** NPRM, Statutory. Final, Statutory. NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

**Abstract:** Amendment 8 would establish an individual transferable quota system for the snowy grouper and tilefish fishery in the exclusive economic zone of the South Atlantic.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	
Final Action Effective	05/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AG27

#### 595. AMENDMENTS 8, 11, AND 12 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 641

**Legal Deadline:** NPRM, Statutory. NPRM 15 days and final action 110 days from receipt from a Regional Fishery Management Council.

**Abstract:** Amendment 8 would: implement an individual transferable quota and/or license limitation system to control access to the Gulf of Mexico red snapper fishery; include an allocation of quota shares with an appeals process; and may include restrictions on commercial transactions among permitted dealers and commercial vessels for reef fish caught in the exclusive economic zone of the Gulf of Mexico.

Amendment 11 would: modify the FMP's framework procedure for revising annual management measures for the managed species; and would change the method by which the Gulf of Mexico Fishery Management Council establishes the optimum yield for each of these species. Amendment 11 would also establish new size and bag limits, establish recovery periods, allow for certain transfers of reef fish permits and fish trap endorsements, establish new permit requirements, and modify provisions for permitted dealer/reef fish vessels transactions of reef fish from the Gulf of Mexico EEZ.

Amendment 12 would adjust the red snapper bag limit for fish harvested recreationally from the exclusive economic zone of the Gulf of Mexico for the remainder of 1995 depending upon the latest available information on the condition of the red snapper stock and the rate of recreational landings at the mid-year point. This action would be intended to keep annual red snapper fishery landings within the total allowable catch set by the FMP and to ensure continuing rebuilding of the overfished red snapper resource.

**Timetable:**

<b>Amendment 11</b>
NPRM 06/00/95
NPRM Comment Period End 07/00/95
Final Rule Effective 10/00/95
Final Rule 09/00/25

**Amendment 12**

NPRM 06/00/95  
NPRM Comment Period End 07/00/95  
Final Rule 09/00/95  
Final Rule Effective 10/00/95

**Amendment 8**

NPRM 01/00/96  
NPRM Comment Period End 02/00/96  
Final Rule 04/00/96  
Final Rule Effective 05/00/96

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AG29

#### 596. REGULATORY AMENDMENT TO CONSIDER USE OF OPEN ACCESS AND LIMITED ENTRY GEAR ON THE SAME TRIP FOR THE PACIFIC COAST GROUND FISH FISHERY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** This rule would allow a vessel to use both open access gear and limited entry gear on the same fishing trip. Allowing both gears on the same trip causes potential problems in enforcement and determination of which trip limits apply.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AG30

## DOC—NOAA

## Proposed Rule Stage

**597. REGULATORY AMENDMENT DESIGNATING "ROUTINE" TRIP LIMITS IN THE PACIFIC COAST GROUND FISH FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 663**Legal Deadline:** None

**Abstract:** This rule would enable timely inseason adjustments to trip and size limits for certain species, so that the harvest guidelines or allocations for those species are not exceeded. The species include lingcod, canary rockfish, and, in the open access fishery, all species of groundfish individually or in any combination (including species caught incidental to the California halibut or sea cucumber fishery.)

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Businesses**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AG31**598. REGULATORY AMENDMENT TO REQUIRE ACCURATE WEIGHT MEASUREMENTS FOR ALASKA GROUND FISH HARVESTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** None

**Abstract:** Regulatory amendment to require accurate catch weights be provided for all groundfish harvested off Alaska. This may require that certified scales be placed onboard each vessel and that catch weights be measured for each species.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	

Action	Date	FR Cite
NPRM Comment Period End	09/00/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 98802, **907 586-7228**

**RIN:** 0648-AG32**599. AMENDMENT 33 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI AND AMENDMENT 37 TO THE FMP FOR GROUND FISH OF THE GOA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 676**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days from receipt from the Regional Fishery Management Council.

**Abstract:** Allow processing (freezing) of non-individual fishing quota species on vessels using catcher vessel individual fishing quota and disallowing catcher vessel halibut individual fishing quota use on freezer vessels.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	09/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 98802, **902 586-7228**

**RIN:** 0648-AG41**600. GENERAL PROVISIONS FOR DOMESTIC FISHERIES—STANDARD DEFINITIONS/ GUIDELINES FOR COUNCIL OPERATIONS/ADMINISTRATION: OATH, VOTING, COMPENSATION, INSURANCE, UNUSED LEAVE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 620; 50 CFR 601; 50 CFR 605**Legal Deadline:** None

**Abstract:** This action would standardize definitions for: vessels-for-hire engaged in recreational fishing (VHERF), charter boat, headboat; and marine recreational and commercial fishing and fishermen. This action would also revise the Oath of Office taken by members appointed to the Regional Fishery Management Councils (Councils), revise Council members' compensation, revise procedures for voting on a motion, revise procurement section to allow Councils to purchase property insurance, and revise procedures for the payment of unused annual/sick leave upon retirement or death.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	
Final Action	08/00/95	
Final Action Effective	12/00/95	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries, Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AG46**601. REGULATORY AMENDMENT TO CHANGE RECORDKEEPING AND REPORTING REQUIREMENTS IN ALASKA GROUND FISH FISHERIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** None

## DOC—NOAA

## Proposed Rule Stage

**Abstract:** This regulatory amendment would revise recordkeeping and reporting requirements to establish separate reporting areas for Federal and State waters and revises requirements for reporting and recordkeeping for harvesting and processing of groundfish off Alaska; provides authority to collect information with new forms.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AG54

## 602. REGULATORY AMENDMENT TO IMPOSE RESTRICTIONS ON FISHING BLACK ROCKFISH OFF OREGON

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** This regulatory action will impose trip limits and time/area closures on black rockfish fishing off the coast of Oregon in order to preserve declining stocks of black rockfish. Restrictions on harvest and areas fished will adversely affect fishermen in the short term, but these measures are designed to protect black rockfish and encourage the rebuilding of stocks in the long term. These measures are to be developed by the State of Oregon and complement measures in state waters.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AG81

## 603. REGULATORY AMENDMENT TO MODIFY THE SABLEFISH NONTRAWL REGULAR SEASON IN THE PACIFIC COAST GROUND FISH FISHERY

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** By amending the Pacific Coast groundfish Federal regulations, this regulatory action would modify the regular season for the limited entry Sablefish nontrawl fishery. The Pacific Coast sablefish regular season would no longer be linked to the opening of the Gulf of Alaska season, and instead would open on August 6.

**Timetable:**

Action	Date	FR Cite
NPRM	03/01/95	60 FR 11062
NPRM Comment Period End	04/17/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AG82

## 604. REGULATORY AMENDMENT FOR MANAGING PELAGIC FISHERIES BY U.S. VESSELS BEYOND EEZ THROUGHOUT PACIFIC

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 685

**Legal Deadline:** None

**Abstract:** This regulatory amendment would extend permit, reporting, and observer placement requirements on

longline vessels of the U.S. that are fishing stocks in the management unit for the Fishery Management Plan for Pelagic Fisheries of the Western Pacific Region beyond the exclusive economic zone in the Pacific Ocean. The rule is necessary for comprehensive monitoring of all vessels fishing common stocks and possibly affecting the status of the shared stocks, other fishery interests, or protected resources so that the need for conservation and management measures can be determined.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	11/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90804-4213, **310 980-4001**

**RIN:** 0648-AG85

## 605. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC COAST RED DRUM

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 647

**Legal Deadline:** None

**Abstract:** Amendment 1 would implement management measures to rebuild the overfished Atlantic coast red drum resource.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	10/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National

## DOC—NOAA

## Proposed Rule Stage

Oceanic and Atmospheric  
Administration, 9721 Executive Center  
Drive N., St. Petersburg, FL 33702-2432,  
**813 570-5301**

RIN: 0648-AG86

**606. AMENDMENT 3 TO THE FISHERY  
MANAGEMENT PLAN FOR THE REEF  
FISH FISHERY OF PUERTO RICO AND  
THE U.S. VIRGIN ISLANDS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 669

**Legal Deadline:** NPRM, Statutory.  
Final, Statutory.

NPRM 15 days and final action 110  
days from receipt from a Region al  
Fishery Management Council.

**Abstract:** Amendment 3 would: revise  
the overfishing definition for red hind  
to ensure better conservation of this  
highly utilized resource; redefine the  
definition of fish traps; and establish  
a fish trap reduction program.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/96	
NPRM Comment Period End	02/00/96	
Final Action	04/00/96	
Final Action Effective	05/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer,  
Director, Southeast Region, NMFS,  
Department of Commerce, National  
Oceanic and Atmospheric  
Administration, 9721 Executive Center  
Drive N., St. Petersburg, FL 33702-2432,  
**813 570-5301**

RIN: 0648-AG87

**607. AMENDMENT 1 TO THE FISHERY  
MANAGEMENT PLAN FOR CORALS  
AND REEF-ASSOCIATED PLANTS  
AND INVERTEBRATES FOR PUERTO  
RICO AND THE U.S. VIRGIN ISLANDS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** Amendment 1 would  
establish marine conservation districts  
to conserve representative reef areas  
and fishery habitat in the exclusive  
economic zone of the Caribbean.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/96	
NPRM Comment Period End	03/00/96	
Final Action	05/00/96	
Final Action Effective	06/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer,  
Director, Southeast Region, NMFS,  
Department of Commerce, National  
Oceanic and Atmospheric  
Administration, 9721 Executive Center  
Drive N., St. Petersburg, FL 33702-2432,  
**813 570-5301**

RIN: 0648-AG88

**608. REGULATORY AMENDMENTS  
UNDER THE FISHERY MANAGEMENT  
PLAN FOR THE REEF FISH  
RESOURCES OF THE GULF OF  
MEXICO (FMP)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 641

**Legal Deadline:** None

**Abstract:** First regulatory amendment  
would amend the regulations  
implementing the Fishery Management  
Plan for the Reef Fish Resources of the  
Gulf of Mexico (FMP) in accordance  
with a framework regulatory procedure  
for establishing additional special  
management zones (SMZs) intended to  
protect reef fish resources associated  
with artificial reefs or fish attraction  
devices in the exclusive economic zone  
(EEZ) of the Gulf of Mexico. The Gulf  
of Mexico Fishery Management Council  
(Council) is expected to propose two  
SMZs consisting of large ocean tracts  
in the EEZ off Alabama in which  
fishing would be controlled by gear  
restrictions and bag limits. These SMZ  
tracts were originally proposed by the  
Council under FMP Amendment 5 but  
were disapproved by NOAA/NMFS  
based on potential adverse effects on  
the vermilion snapper fishery  
conducted in these areas.

Second regulatory amendment, in  
accordance with framework procedures  
of the FMP, would adjust reef fish  
management measures for the 1996  
season based on the latest available  
scientific information and  
recommendations by the Gulf of  
Mexico Fishery Management Council.

**Timetable:**

**First Regulatory Amendment**

NPRM 01/00/96  
NPRM Comment Period End 02/00/96  
Final Rule 04/00/96  
Final Rule Effective 05/00/96

**Second Regulatory Amendment**

NPRM 10/00/95  
NPRM Comment Period End 11/00/95  
Final Rule 12/00/95  
Final Rule Effective 01/00/96

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer,  
Director, Southeast Region, NMFS,  
Department of Commerce, National  
Oceanic and Atmospheric  
Administration, 9721 Executive Center  
Drive N., St. Petersburg, FL 33702-2432,  
**813 570-5301**

RIN: 0648-AG89

**609. GENERIC FISHERY  
MANAGEMENT PLAN AMENDMENT  
FOR THE DEFINITION OF TRAPS IN  
THE GULF OF MEXICO**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 640; 50 CFR 641;  
50 CFR 654; 50 CFR 658

**Legal Deadline:** NPRM, Statutory.  
Final, Statutory.

NPRM 15 days and final action 110  
days from receipt from a Region al  
Fishery Management Council.

**Abstract:** This amendment would: (1)  
modify the construction specifications  
for a spiny lobster trap used in the  
exclusive economic zone (EEZ), and  
establish specifications for a stone crab  
trap in the EEZ; (2) prohibit the use  
of blue crab traps in the EEZ off  
Florida; and (3) establish geographic  
and reef fish bycatch restrictions for  
traps other than reef fish traps.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Andrew J. Kemmerer,  
Director, Southeast Region, NMFS,  
Department of Commerce, National



## DOC—NOAA

## Proposed Rule Stage

Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

RIN: 0648-AG90

**610. REGULATORY AMENDMENT FOR GRID SORTING**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672

**Legal Deadline:** None

**Abstract:** Mandatory requirement for specified trawl operations to install sorting grids to facilitate more timely return to the sea of bycatch of halibut, thereby reducing halibut bycatch mortality.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	10/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

RIN: 0648-AG93

**611. REGULATORY AMENDMENT FOR THE GULF OF ALASKA SEAMOUNT FISHERIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672

**Legal Deadline:** None

**Abstract:** To provide effective management tools for monitoring groundfish catch harvested seaward of the EEZ to discourage illegal harvests in the EEZ.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

RIN: 0648-AG94

**612. REGULATORY AMENDMENT TO CLARIFY CRITERIA AND FORMAT FOR COMMUNITY DEVELOPMENT PLAN AMENDMENTS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** None

**Abstract:** Housekeeping measures to clarify management organization informational needs, submission of annual reports, changes to community development plan amendments triggered by change of more than 10 percent in the budget, etc.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	10/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

RIN: 0648-AG96

**613. REGULATORY AMENDMENT ALLOWING EARLY INDIVIDUAL FISHING QUOTA FISHING IN THE ALEUTIAN ISLANDS AREA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** None

**Abstract:** To alter season opening date for sablefish in the Aleutian Islands subarea of the Bering Sea and Aleutian Islands groundfish fishery to relieve

restrictions on a small number of vessels that traditionally fish in that area.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/95	
NPRM Comment Period End	11/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

RIN: 0648-AG97

**614. AMENDMENT 32 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI AND AMENDMENT 36 TO THE FMP FOR THE GROUND FISH OF THE GOA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the regional fishery management council.

**Abstract:** One-time trade of groundfish quota shares between Gulf of Alaska and Bering Sea and Aleutian Islands areas regardless of vessel and block categories.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

RIN: 0648-AG99

## DOC—NOAA

## Proposed Rule Stage

**615. FISHERY MANAGEMENT PLAN AMENDMENTS TO SUPERSEDE INSHORE/OFFSHORE ALLOCATION PROGRAM FOR THE BERING SEA AND ALEUTIAN ISLAND POLLOCK AND THE GULF OF ALASKA POLLOCK AND PACIFIC COD**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672; 50 CFR 675

**Legal Deadline:** NPRM, Statutory.

Final, Statutory.

NPRM 15 days and final action effective 110 days after receipt from the Regional Fishery Management Council

**Abstract:** These amendments would extend the inshore/offshore allocation scheme.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH00

**616. AMENDMENT 34 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BSAI**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** NPRM, Statutory.

Final, Statutory.

NPRM 15 days and Final Action 110 days after receipt from the Regional Fishery Management Council.

**Abstract:** Increase personal/vessel use limits to relieve potentially unnecessary restrictions on Individual Fishing Quota use.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	10/00/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**

Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH02

**617. AMENDMENT 26 TO THE FMP FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS AND AMENDMENT 29 TO THE FMP FOR THE GROUND FISH FISHERY OF THE GULF OF ALASKA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672; 50 CFR 675

**Legal Deadline:** NPRM, Statutory.

Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

**Abstract:** Authorize voluntary retention and processing of salmon taken as bycatch in the Alaska trawl fisheries for donation to food bank organizations.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	09/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**

Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH03

**618. FISHERY MANAGEMENT PLAN FOR SCUP NORTH OF CAPE HATTERAS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 635

**Legal Deadline:** NPRM, Statutory,

November 15, 1994.

**Abstract:** A new fishery management plan for scup (*Stenotomus chrysops*)

north of Cape Hatteras will be implemented. Proposed management measures are unknown at this time (January, 1995), and may include but are not limited to a minimum fish size, gear specifications, seasons, and limited access to the fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**

Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9250**

**RIN:** 0648-AH05

**619. FISHERY MANAGEMENT PLAN FOR BLACK SEA BASS NORTH OF CAPE HATTERAS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 637

**Legal Deadline:** NPRM, Statutory, November 15, 1994.

**Abstract:** A new fishery management plan for black sea bass (*Centropristis striata*) occurring north of Cape Hatteras will be implemented. Proposed management measures are unknown at this time (October, 1994) and may include but are not limited to a minimum fish size, gear specifications, seasons, and limited access to the fishery.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**

Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric

## DOC—NOAA

## Proposed Rule Stage

Administration, One Blackburn Drive,  
Gloucester, MA 01930, **518 281-9250**

**RIN:** 0648-AH06

# **620. REGULATORY AMENDMENT FOR MULTIPLE "A" PACIFIC GROUND FISH LIMITED ENTRY PERMITS PER VESSEL**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** This regulatory action would amend Pacific Coast groundfish regulations to allow multiple "A" limited entry permits per vessel. This effectively may be accomplished by attaching trip limits to the permits rather than to the vessels.

## **Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AH07

# **621. ATLANTIC SHARK FISHERY QUOTA ADJUSTMENT**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 678

**Legal Deadline:** None

**Abstract:** Adjustment of annual quotas for the Atlantic Shark fishery.

## **Timetable:**

Action	Date	FR Cite
NPRM	04/06/95	60 FR 2071
NPRM Comment Period End	05/30/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AH09

# **622. REGULATORY AMENDMENT TO FACILITATE MONITORING AND ENFORCEMENT IN THE PACIFIC COAST GROUND FISH FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** This action will implement new regulatory provisions and modify existing regulatory provisions to facilitate monitoring of fishing activities and enforcement in the Pacific Coast groundfish fishery. It also will make miscellaneous technical clarifications to existing regulations.

## **Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AH21

# **623. • FMP AMENDMENT TO THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS TO IMPLEMENT A TRAWL CLOSURE TO PROTECT BRISTOL BAY RED KING CRAB**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 675

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Fishery Management Council.

**Abstract:** This FMP amendment would provide protection for the red king crab in trawl fisheries in a portion of Bycatch Zone 1 in the Bering Sea.

## **Timetable:**

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99807, **907 586-7228**

**RIN:** 0648-AH28

# **624. • DEFINITION OF "SAFE BOARDING LADDER" FOR FISHERIES REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 620

**Legal Deadline:** None

**Abstract:** This regulatory amendment will define safe boarding conditions including standards for a boarding ladder to support an existing requirement for fishing vessels to provide a safe boarding ladder to authorized personnel.

## **Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	09/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH39

## DOC—NOAA

## Proposed Rule Stage

**625. • REGULATORY AMENDMENT TO CHANGE THE STANDARD PRODUCT RECOVERY RATE FOR POLLOCK DEEP-SKIN FILLETS IN THE ALASKA GROUND FISH FISHERIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 672; 50 CFR 675**Legal Deadline:** None**Abstract:** This Regulatory Amendment will change the Standard Product Recovery Rate for Pollock Deep-Skin Fillets from 13 percent to 16 percent.**Timetable:**

Action	Date	FR Cite
NPRM	03/10/95	60 FR 13106
NPRM Comment Period End	04/10/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228****RIN:** 0648-AH40**626. • AMENDMENT 6 TO THE FISHERY MANAGEMENT PLAN FOR AMERICAN LOBSTER****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 649**Legal Deadline:** None**Abstract:** This Amendment is designed to address overfishing of American lobster in four different effort management areas for this species. Measures may include effort control provisions such as trip limit-sea allocations or gear restrictions.**Timetable:**

Action	Date	FR Cite
NPRM	08/01/95	
NPRM Comment Period End	08/01/95	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region,NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200****RIN:** 0648-AH41**627. • ENFORCEMENT OF PERMIT REQUIREMENTS AND OTHER PROVISIONS GOVERNING THE NORTHWESTERN HAWAIIAN ISLANDS BOTTOMFISH FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 683**Legal Deadline:** None**Abstract:** This regulatory action will facilitate enforcement of regulations governing permit and permit reporting requirements in the NW Hawaiian Islands Bottomfish Fishery. The regulation prohibits bottomfish fishing in other areas without a permit and requires vessels to display their official numbers. A new requirement for dealers to make their records available for inspection will support existing state requirements.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001****RIN:** 0648-AH48**628. • AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 658**Legal Deadline:****Abstract:** Amendment 9 would address the issue of the incidental catch of fish in shrimp trawls. Management

measures being considered include: requiring the use of NMFS-approved Bycatch Reduction Devices (BRDs), in the shrimp trawls in the exclusive economic zone (EEZ) within the 110-fathom contour; requiring the use of NMFS-approved BRDs in shrimp trawls in specified areas of the Gulf of Mexico EEZ; criteria for NMFS approval of BRDs, including specifications for exclusion of bycatch and retention of shrimp; and seasonal and area restrictions to reduce bycatch.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	
Final Action	03/00/96	
Final Action Effective	04/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301****RIN:** 0648-AH52**629. • NOTICE OF CHANGES IN THE MANAGEMENT REGIMES FOR ATLANTIC AND GULF GROUPS OF KING AND SPANISH MACKEREL****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 642**Legal Deadline:** None**Abstract:** This rule would change the total allowable catch for the Atlantic and Gulf migratory groups of King and Spanish mackerel for the 1995-96 fishing year under framework regulatory adjustment procedures of the Fishery Management Plan for Coastal Migratory Pelagic Resources.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined

## DOC—NOAA

## Proposed Rule Stage

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AH53

### 630. • STRIPED BASS REGULATIONS FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 103-206

**CFR Citation:** 50 CFR 656

**Legal Deadline:** None

**Abstract:** This action would change Federal striped bass regulations in the EEZ off the Atlantic Coast to support the Atlantic States Marine Fisheries Commission's Striped Bass Management Plan's Amendment 5.

#### Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Additional Information:** ASMFC's Amendment 5 is expected to be completed by 2/95. This amendment will relax state regulations restricting the take of striped bass in recognition of the recovery of striped bass stocks along the Atlantic coast. Federal action is anticipated to change the current Federal closure to striped bass fishing in the EEZ to regulation which will be less restrictive and more compatible with state regulations.

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries, Conservation & Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AH57

### 631. • WEAKFISH REGULATION FOR THE EXCLUSIVE ECONOMIC ZONE (EEZ)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 5101 et seq

**CFR Citation:** 50 CFR ch VI

**Legal Deadline:** None

**Abstract:** This action would implement regulations in the EEZ off the Atlantic Coast to control the harvest of weakfish and support the implementation of a Coastal fisheries management plan for the species which was developed and implemented by the Atlantic States Fisheries Commission.

#### Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	07/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Additional Information:** The weakfish stock along the Atlantic Coast is in serious decline. State actions to reduce fishing on the species are being implemented through the Atlantic States Marine Fisheries Commission (ASMFC). Federal action is needed to support ASMFC since approximately 50% of the weakfish catch comes from Federal waters.

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries, Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AH58

### 632. • REGULATORY AMENDMENT TO THE INDIVIDUAL FISHING QUOTA PROGRAM FOR GROUND FISH OFF ALASKA

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** None

**Abstract:** This regulatory amendment makes minor changes to the Individual Fishing Quota Program to facilitate implementation of the program.

#### Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	08/00/95	
Final Action Effective	09/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH61

### 633. • REV. AMEND. 23 TO THE FMP FOR GROUND FISH FISHERY OF BSAI, REV. AMEND. 28 TO THE FMP FOR GROUND FISH OF THE GOA, & REV. AMEND. 4 TO FMP FOR COMMERCIAL KING/TANNER CRAB FISHERIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 671; 50 CFR 672; 50 CFR 675

**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 75 days after receipt from the Regional Fishery Management Council.

**Abstract:** These revised FMP Amendments authorize implementation of a moratorium on further entry into the Alaska Groundfish and Crab Fisheries.

#### Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment Period End	07/00/95	
Final Action	09/00/95	
Final Action Effective	10/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** On June 3, 1994, NMFS published proposed regulations (59FR28827) that would have implemented proposed plan amendments for a temporary moratorium on the entrance of new vessels into the Alaskan groundfish fisheries, commercial king and Tanner crab fisheries, and the Pacific halibut fishery in the waters in and off of Alaska. NMFS disapproved the proposed moratorium amendments on August 5, 1994, because certain provisions were not consistent with the Magnuson Act's national standards and other applicable law. NMFS recommended that the North Pacific Fishery Management Council submit

## DOC—NOAA

## Proposed Rule Stage

revised moratorium amendments with additional supporting analysis for consideration by NMFS under the accelerated review's schedule provided by the Magnuson Act.

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH62

**634. • AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BLUEFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 628

**Legal Deadline:** None

**Abstract:** Amendment 1 would establish commercial quotas for Atlantic bluefish in the United States EEZ in the Western Atlantic Ocean.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	
Final Action	11/00/95	
Final Action Effective	12/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AH63

**635. • FMP AMENDMENTS FOR THE GROUND FISH FISHERY OF THE BSAI, GROUND FISH OF THE GULF OF ALASKA, AND FOR THE COMMERCIAL KING AND TANNER CRAB FISHERIES OF THE BSAI**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 671; 50 CFR 672; 50 CFR 675

**Legal Deadline:** NPRM, Statutory, Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

**Abstract:** Amendments authorize implementation of a license limitation program.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** License Limitation Program to be implemented January 1, 1997.

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH65

**636. • FMP AMENDMENTS TO THE GROUND FISH FISHERY OF THE BSAI AND TO THE GROUND FISH OF THE GOA TO DELETE OSMERID SPECIES FROM THE "OTHER SPECIES" CATEGORY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672; 50 CFR 675

**Legal Deadline:** NPRM, Statutory, Final, Statutory.

NPRM 15 days and final action 110 days after receipt from a Regional Fishery Management Council.

**Abstract:** This regulatory amendment deletes osmerid species from the "other species" category to protect important forage fish. Osmerid species would either be established as a separate total allowable catch category or established as a prohibited species.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	10/00/95	
Final Action	12/00/95	
Final Action Effective	01/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS,

Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH67

**637. • FMP AMENDMENT TO THE GROUND FISH FISHERY OF THE GOA TO REVISE GOA PACIFIC OCEAN PERCH REBUILDING PLAN**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 672

**Legal Deadline:** NPRM, Statutory, Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

**Abstract:** This FMP amendment makes changes to the Gulf of Alaska Pacific ocean perch rockfish rebuilding program.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH68

**638. • FMP AMENDMENT TO THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS TO IMPLEMENT A SEASONAL TRAWL CLOSURE TO PROTECT CHUM SALMON**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 675

**Legal Deadline:** NPRM, Statutory, Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Regional Fishery Management Council.

**Abstract:** This FMP amendment would implement a trawl closure in the Bering

## DOC—NOAA

## Proposed Rule Stage

Sea August 1 through August 31, to reduce the amount of chum salmon taken in the pollock fishery. The closure could be extended through October 15, if a specified number of salmon are taken.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	08/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH69

#### 639. • AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 651

**Legal Deadline:** None

**Abstract:** Amendment 7 to the FMP is designed to implement measures that will reduce fishing mortality to a level as close as possible to zero for haddock, cod, and yellowtail flounder throughout the range of those fish stocks. The measures are expected to include seasonal area closures and total allowable catches for groundfish other than haddock, cod, and yellowtail flounder. This action is necessary to begin rebuilding of groundfish species which currently are at historically low levels of abundance.

**Timetable:**

Action	Date	FR Cite
NPRM	07/15/95	
NPRM Comment Period End	08/13/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce,

National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AH70

#### 640. • AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR CORALS AND CORAL REEFS OF THE GULF OF MEXICO

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 638

**Legal Deadline:** None

**Abstract:** Amendment 3 would close the exclusive economic zone off the Florida Panhandle to live rock harvest, establish a commercial live rock harvest quota in the Gulf of Mexico and consider allowing a personal use harvest limit in the Gulf.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AH71

#### 641. • AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO (FMP)

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 658

**Legal Deadline:** NPRM, Statutory. Final, Statutory. Other, Statutory. NPRM 15 days and final action 110 days after receipt from the Fishery Management Council.

**Abstract:** Amendment 8 would delete royal red shrimp from the management unit established by the FMP but provide for the continuing collection of fishery data for this species under regulations implementing the FMP.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	08/00/95	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AH72

#### 642. • AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR CORALS AND CORAL REEFS OF THE SOUTHERN ATLANTIC STATES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 638

**Legal Deadline:** None

**Abstract:** Amendment 3 would establish permitting requirements for live rock aquaculture, regulate octocorals north of Florida, and prohibit anchoring of fishing vessels in the oculina bank Habitat Area of Particular Concern.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AH74

#### 643. • ATLANTIC SWORDFISH FISHERY QUOTA ADJUSTMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 971 et seq

## DOC—NOAA

## Proposed Rule Stage

**CFR Citation:** 50 CFR 630**Legal Deadline:** None**Abstract:** Adjustment of US domestic quotas in response to ICCAT recommendation on member-country quotas.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** 0648-AE09 time table delayed in order to complete analysis of limited entry options. Quota adjustments need to be effective prior to commencement of spring 1995 fishery.**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334****RIN:** 0648-AH75**644. • REGULATORY ADJUSTMENTS TO THE FMP FOR SHARKS OF THE ATLANTIC OCEAN****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 678**Legal Deadline:** None**Abstract:** Would allow for certain regulatory adjustments within the FMP Framework.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	
Final Action	01/00/96	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334****RIN:** 0648-AH77**645. • PLAN AMENDMENT TO FMP FOR SHARKS OF THE ATLANTIC OCEAN THAT WOULD LIMIT ENTRY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 678**Legal Deadline:** None**Abstract:** Amendment would allow for permit moratorium/limited entry into the Commercial Shark Fishery**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
Final Action	01/00/96	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334****RIN:** 0648-AH78**646. • FRAMEWORK ADJUSTMENT TO THE ATLANTIC SEA SCALLOP FMP****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 650**Legal Deadline:** None**Abstract:** The framework would extend the maximum crew-limit requirement through February 29, 1996.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	05/00/95	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9250****RIN:** 0648-AH82**647. • REGULATORY AMENDMENT REGARDING EXERCISE OF RIGHTS OF NORTHWEST TREATY INDIAN TRIBES TO HARVEST GROUND FISH****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 663**Legal Deadline:** None**Abstract:** Regulations would establish the framework for affected Northwest Indian tribes to exercise their treaty rights to harvest groundfish, as officially recognized for the first time by the Federal Government in 1994. Most of the harvest takes place in the EEZ and is governed by the Pacific Coast Groundfish FMP. These regulations will be modeled on similar regulations for salmon and halibut, and will include relevant definitions and descriptions of the tribes' fishing areas.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment Period End	06/00/95	
Final Action	07/00/95	
Final Action Effective	08/00/95	

**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point WayNE., BINC15700, Bldg. 1, Seattle, WA 98115, **206 526-6150****RIN:** 0648-AH84**648. U.S. GENERAL STANDARDS FOR GRADES OF FINFISH PRODUCTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1621 to 1630 Agricultural Marketing Act of 1946**CFR Citation:** 50 CFR 263 subparts A to E**Legal Deadline:** None**Abstract:** The purpose of this notice is to invite written comments to evaluate national interest in deleting nine (9) current U.S. grade standards covering finfish products and the development of a new U.S. General Standards for Grades of Finfish Products that would be applicable to all species and cover the major market forms, i.e., whole and dressed, steaks, and fillets.



## DOC—NOAA

## Proposed Rule Stage

## Timetable:

Action	Date	FR Cite
ANPRM	04/15/94	59 FR 18091
ANPRM Comment	08/02/94	59 FR 23095
Period End		
NPRM	08/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Ann Metz, Chief, Standards and Specifications Branch, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9284**

**RIN:** 0648-AD53

#### 649. CERTIFICATE OF LEGAL ORIGIN FOR ANADROMOUS FISH PRODUCTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 101-627, sec 801; Fishery Conservation Amendments of 1990

**CFR Citation:** Not yet determined

**Legal Deadline:** Final, Statutory, May 27, 1991.

Final regulations are required by PL 101-627, section 801(d) within 180 days of November 28, 1990, provided an agreement is in place with another country under section 801(a) of PL 101-627.

**Abstract:** The regulation will provide for the issuance of Certificates of Legal Origin for anadromous fish and anadromous fish products legally harvested by vessels of the United States. The certificates will be issued pursuant to agreements between the United States and other countries negotiated under section 801(a) of PL 101-627.

## Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** These regulations cannot be put into effect until the United States enters into an agreement with another country under section 801(a) of PL 101-627. The Department of State has not yet negotiated such an agreement. Accordingly, there is no timetable for implementing these regulations.

**Agency Contact:** Alan Mager, Special Agent, Department of Commerce, National Oceanic and Atmospheric Administration, NMFS, Office of Enforcement, 1315 East-West Highway, Silver Spring, MD 20910, **301 427-2300**

**RIN:** 0648-AD93

#### 650. GENERAL PROVISIONS FOR DOMESTIC FISHERIES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801-81 Magnuson Act

**CFR Citation:** 50 CFR 620

**Legal Deadline:** None

**Abstract:** The amendments to the Magnuson Act of November 14, 1990, added several new prohibitions such as the ban on large-scale driftnet fishing and the prohibition on assaulting observers. The regulations at 50 CFR 620 contain the prohibitions that apply generally to domestic fishing regulated under the Magnuson Act. The regulations must be amended to reflect the recent amendments to the Magnuson Act and to update and improve current language generally. The alternative would be to leave the regulatory language as it is now. This would be unacceptable because it would leave the regulation out of date and inconsistent with the current statutory language. The benefits would be to improve the current regulations and to clarify the scope of the new statutory language. There are no potential costs identified.

## Timetable:

Action	Date	FR Cite
NPRM	10/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Joel LaBissonniere, Attorney, Office of General Counsel--Enforcement and Litigation, Department of Commerce, National Oceanic and Atmospheric Administration, Office of General Counsel, 8484 Georgia Avenue, Fourth Floor, Silver Spring, MD 20910, **301 427-2202**

**RIN:** 0648-AE39

#### 651. PRESCRIPTION OF FISHWAYS UNDER SECTION 18 OF THE FEDERAL POWER ACT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 791a et seq

**CFR Citation:** 50 CFR 405 (New)

**Legal Deadline:** None

**Abstract:** The Department of the Interior and the Department of Commerce (Departments) seek advance comments on a proposed rule to implement the Departments' authority to prescribe fishways under section 18 of the Federal Power Act (FPA). The proposed rule is a procedural rule that identifies how the Departments would prescribe fishways included in Federal Energy Regulatory Commission licenses for hydropower facilities. It includes a definition of fishways that comports with the language of the National Energy Policy Act of 1992 (PL 102-496). The Departments' objectives are to codify agency practice as well as provide applicants with notice of the Departments' information needs and prescription procedures. This should eliminate unnecessary costs, confusion, and procedural burdens on hydropower project sponsors while protecting important fishery resources affected by hydropower projects.

The Departments are interested in advance comments on the proposed procedures and definitions. The no-action option will be used as a baseline for analysis. Benefits and costs (cont)

## Timetable:

Action	Date	FR Cite
ANPRM	09/01/94	59 FR 45255
ANPRM Comment	10/31/94	
Period End		
NPRM	07/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** ABSTRACT CONT: of the proposal have not been quantified. However, the process of licensing hydropower facilities requires an economic and environmental analysis for each action.

**Agency Contact:** John Hall, Chief, Anadromous Fish Habitat, Conservation Division, Department of Commerce, National Oceanic and Atmospheric Administration, NMFS - F/HP4, Silver Spring, MD 20910, **301 713-2325**

**RIN:** 0648-AG53

## DOC—NOAA

## Proposed Rule Stage

**652. REGULATIONS GOVERNING PROCESSED FISHERY PRODUCTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 7 USC 1621 to 1630**CFR Citation:** 50 CFR 260**Legal Deadline:** None

**Abstract:** NMFS is amending its regulations to introduce new marks for use on inspected products and in inspected facilities. NMFS is also proposing new language associated with one of its marks to more accurately reflect its regulatory requirements. NMFS' actions are a result of industry and consumer comments.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Rita Creitz, Program Analyst, Inspection Services Division, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910, **310 713-2355**

**RIN:** 0648-AH18**653. REVISED REGULATIONS GOVERNING PERMITS FOR THE TAKING, IMPORTING AND EXPORTING OF PROTECTED SPECIES FOR SCIENTIFIC RESEARCH AND PUBLIC DISPLAY****Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq, Marine Mammal Protection Act; 16 USC 1531 et seq, Endangered Species Act; 16 USC 1151 et seq, Fur Seal Act

**CFR Citation:** 50 CFR 216; 50 CFR 215; 50 CFR 222

**Legal Deadline:** None

**Abstract:** These proposed revisions would update and consolidate existing permit regulations that have been promulgated for the taking, import, export, or conduct of an otherwise prohibited activity involving protected species (i.e., marine mammals and endangered or threatened species) for purposes of scientific research, public display, or enhancement under the Marine Mammal Protection Act, the Endangered Species Act, and the Fur

Seal Act. These revisions would implement amendments to the Marine Mammal Protection Act enacted in 1988 and 1994, and clarify when a permit is required and the scope and extent of permit authority under these Acts. The final rule would add permit-specific and generally applicable terms and conditions, which would clarify permit requirements and review procedures, and would amend the criteria for deciding whether to issue or deny permits, and revise administrative requirements and procedures. These revisions are intended to provide a comprehensive regulatory foundation for these special exception permits and to make administration of the NMFS permit program more efficient, consistent and predictable. The NMFS is proposing to (cont)

**Timetable:**

Action	Date	FR Cite
NPRM	10/14/93	58 FR 53320
NPRM Comment Period End	01/28/94	58 FR 68848
Second NRPM	08/00/95	
NRPM Comment Period End	11/00/95	

**Small Entities Affected:** None**Government Levels Affected:** Federal

**Additional Information:** ABSTRACT CONT: consolidate permit regulations into a single part of title 50.

**Agency Contact:** Art Jeffers, Chief, Public Display and Education Branch, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2289**

**RIN:** 0648-AD11

**654. PROCEDURE FOR SETTING QUOTAS ON REMOVAL OF ATLANTIC BOTTLENOSE DOLPHINS FROM THE WATERS OF THE GULF OF MEXICO AND FLORIDA'S EAST COAST****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1361**CFR Citation:** 50 CFR 216**Legal Deadline:** None

**Abstract:** Regulations will establish a procedure for setting and revising quotas to govern the removal of Atlantic bottlenose dolphins (*Tursiops truncatus*) from the Gulf of Mexico and Florida's east coast. Regulations will be

supported by an EIS that will provide a comprehensive review of the status of stocks of bottlenose dolphins in the southeast region and the validity of the 2 percent rule for determining the allowable take to the extent reliable data are available. These regulations and quotas will take into account other types of taking such as those that may occur incidentally to commercial fisheries.

**Timetable:**

Action	Date	FR Cite
ANPRM	05/31/90	55 FR 22042
ANPRM Comment Period End	07/02/90	
NPRM	00/00/00	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined

**Additional Information:** Action to be taken will be reevaluated in the context of the Marine Mammal Protection Act as reauthorized in 1994.

**Agency Contact:** Katherine Wang, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2289**

**RIN:** 0648-AD39**655. SEA TURTLE MONITORING AND CONSERVATION MEASURES FOR NONSHRIMP FISHERIES****Priority:** Other Significant**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 217; 50 CFR 222; 50 CFR 227

**Legal Deadline:** None

**Abstract:** NMFS proposes to protect sea turtles through the implementation of sea turtle conservation measures on nonshrimp fisheries. Bottom trawlers in the mid-Atlantic take sea turtles when not using turtle excluder devices (TEDs) and may jeopardize the continued existence of endangered sea turtles. NMFS proposes to require TEDs in all bottom trawlers operating from Texas through Delaware. Other nonshrimp fisheries using tow lines, gill nets, or other gear probably take significant numbers of sea turtles. In order to better quantify that level of take, NMFS proposes to require

## DOC—NOAA

## Proposed Rule Stage

observers in all fisheries suspected of taking turtles in all U.S. waters.

**Timetable:**

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment Period End	08/08/92	
NPRM	09/00/95	
NPRM Comment Period End	10/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Public Compliance Cost:** Initial Cost: \$250; Yearly Recurring Cost: \$125; Base Year for Dollar Estimates: 1992

**Analysis:** Regulatory Flexibility Analysis

**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, SSMC#1, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AE54

#### 656. PROPOSED RULE TO REQUIRE CERTAIN FISH FROM MEXICO TO RETAIN HEADS AND TAILS INTACT IN ORDER TO PROTECT THE ENDANGERED TOTOABA

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq, Endangered Species Act

**CFR Citation:** 50 CFR 227

**Legal Deadline:** None

**Abstract:** In response to a petition, the National Marine Fisheries Service may propose to regulate the importation of certain fish from Mexico by requiring those fish to be imported with heads and tails intact. This action, if warranted, would be in order to prevent the illegal importation of totoaba, an endangered scianid fish, which when in fillet form is indistinguishable from the other species. Preliminarily, NMFS has determined that this rule, if promulgated, will have a minimal economic impact on importers, as major importers require fish imports to retain heads in order to determine freshness.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Kenneth R. Hollingshead, Fishery Biologist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, SSMC#1, Silver Spring, MD 20910, **301 713-2055**

**RIN:** 0648-AF32

#### 657. TAKING OF MARINE MAMMALS INCIDENTAL TO FISHERIES-RELATED RESEARCH

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1631 et seq

**CFR Citation:** 50 CFR 228

**Legal Deadline:** None

**Abstract:** The National Marine Fisheries Service has received requests from its regional offices to take small numbers of marine mammals incidental to fisheries-related research over the next 5 years. This activity would be allowed under section 101(a)(5) of the Marine Mammal Protection Act, if NMFS makes certain findings and regulations are issued that cover monitoring and reporting.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/09/91	56 FR 64234
ANPRM Comment Period End	01/08/92	56 FR 64234
NPRM	09/00/95	
NPRM Comment Period End	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Agency Contact:** Kenneth Hollingshead, Fishery Biologist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, SSMC#1, Silver Spring, MD 20910, **301 713-2055**

**RIN:** 0648-AF50

#### 658. SCREENING OF WATER DIVERSIONS TO PROTECT SACRAMENTO RIVER WINTER-RUN CHINOOK SALMON

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1533 et seq

**CFR Citation:** 50 CFR 227; 50 CFR 222

**Legal Deadline:** None

**Abstract:** NMFS is considering proposing regulations under the Endangered Species Act that would establish screening requirements for water diversions from the Sacramento River and Delta to protect a listed species, the winter-run chinook salmon. There are over 2,000 unscreened diversions along the River and Delta. NMFS is concerned that these unscreened diversions may cause substantial losses of juvenile salmon.

**Timetable:**

Action	Date	FR Cite
ANPRM	10/18/93	58 FR 53703
ANPRM Comment Period End	12/18/93	
Extension of Comment Period for 90 Days	01/20/94	59 FR 3068
NPRM	08/00/95	
NPRM Comment Period End	10/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Margaret C. Lorenz, Protected Species Management, Department of Commerce, National Oceanic and Atmospheric Administration, Room 8249 - SSMCI, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2322**

**RIN:** 0648-AF80

#### 659. FOREIGN NATIONS' MARINE MAMMAL PROGRAM AMENDMENTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216.24(e)(5)(v)(B)

**Legal Deadline:** None

**Abstract:** This rule will change the requirement that foreign nations make changes to their marine mammal programs within 180 days of the date such changes are effective for U.S. fishermen. This is necessary to provide more time for foreign governments to make such changes.

## DOC—NOAA

## Proposed Rule Stage

## Timetable:

Action	Date	FR Cite
NPRM	05/00/95	
NPRM Comment	06/00/95	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Sectors Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

**RIN:** 0648-AG05

#### 660. DESIGNATION OF CRITICAL HABITAT FOR THE GULF OF MAINE POPULATION OF HARBOR PORPOISE

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq, Endangered Species Act

**CFR Citation:** 50 CFR 226

**Legal Deadline:** None

The ESA requires critical habitat designation within one year of the listing date. The listing has not been made final to date.

**Abstract:** Pursuant to the Endangered Species Act (ESA) NMFS will propose to designate critical habitat for the Gulf of Maine harbor porpoise population following if the population is listed under the ESA.

## Timetable:

Action	Date	FR Cite
NPRM	06/00/95	
NPRM Comment	08/00/95	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** Proposed designation is dependent upon final determination to list the Gulf of Maine population of harbor porpoise as threatened under the Endangered Species Act. Deadlines and action dates are also dependent upon the date of final listing. This date has yet to be established.

**Agency Contact:** Michael Payne, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315

East-West Highway, Silver Spring, MD 20910, **301 713-2322**

**RIN:** 0648-AG06

#### 661. DIRECT TAKE OF THREATENED SALMON BY NATIVE AMERICANS

**Priority:** Other Significant

**Legal Authority:** 16 USC 1533

**CFR Citation:** 50 CFR 227.21

**Legal Deadline:** None

**Abstract:** NMFS has under consideration a proposal to allow terminal area tribes (Shoshone-Bannock, Nez Perce) to directly harvest threatened Snake River chinook salmon in the terminal areas. Pursuant to the Endangered Species Act, large numbers of these fish can be taken incidentally to other actions, but there is no allowance for even a small directed take of these fish.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910, **301 713-2322**

**RIN:** 0648-AG15

#### 662. TAKING AND IMPORTING OF MARINE MAMMALS: TUNA PURSE SEINE VESSEL OBSERVER EXPENSES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216.24

**Legal Deadline:** None

**Abstract:** NMFS proposes to amend its regulations governing the reimbursement of tuna vessel owners for the cost of carrying NMFS observers (50 CFR 216.24(f)(4)). The regulations require that a U.S.-flag tuna purse seine vessel holding a certificate of inclusion under the general permit issued to the American Tunaboat Association carry an observer when assigned by the Director, Southwest Region, NMFS. The regulations currently require that NMFS reimburse vessel operators for all costs associated with carrying the observers. The proposed rule change would

require that "the vessel owner shall incur all reasonable costs directly related to the quartering and maintaining of such observers on board such vessels."

## Timetable:

Action	Date	FR Cite
NPRM	09/00/95	
NPRM Comment	10/00/95	
Period End		

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **301 980-4001**

**RIN:** 0648-AG35

#### 663. TAKING AND IMPORTING OF MARINE MAMMALS; TAKING OF MARINE MAMMALS UNDER THE ATA PERMIT AFTER FEBRUARY 28, 1994

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, March 1, 1994.

**Abstract:** The International Dolphin Conservation Act provides that, if no major purse seine tuna fishing country enters into an agreement for a moratorium on setting on marine mammals during the course of commercial fishing operations, the total dolphin mortalities authorized under the general permit issued to the American Tunaboat Association shall not exceed the number of dolphin mortalities which occurred under the permit during the preceding year.

## Timetable:

Action	Date	FR Cite
NPRM	09/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

**RIN:** 0648-AG36

## DOC—NOAA

## Proposed Rule Stage

**664. GENERAL PROVISIONS;  
ENDANGERED FISH OR WILDLIFE;  
THREATENED FISH AND WILDLIFE;  
SEA TURTLE CONSERVATION  
MEASURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 217; 50 CFR 220;  
50 CFR 221; 50 CFR 222; 50 CFR 223;  
50 CFR 224; 50 CFR 227**Legal Deadline:** None**Abstract:** NMFS proposes to make both technical and substantive changes to the ESA regulations. These changes would make the implementing regulations easier to understand and to enforce. NMFS also proposes to substantively change ESA regulations by prohibiting the take of threatened, as well as endangered, species. NMFS also proposes to amend the regulations to allow non-Federal parties to incidentally take threatened species with an incidental take permit.**Timetable:**

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment Period End	08/08/92	
NPRM	12/00/95	
NPRM Comment Period End	01/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** State**Agency Contact:** Russell J. Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, SSMC #3, Silver Spring, MD 20910, **301 713-1401****RIN:** 0648-AG38**665. DESIGNATED CRITICAL  
HABITAT; PACIFIC STEELHEAD****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1533**CFR Citation:** 50 CFR 226**Legal Deadline:** NPRM, Statutory, February 16, 1996. Final, Statutory, February 16, 1997.  
Endangered Species Act section 4(b)(3)(D)(ii)**Abstract:** The regulation will propose critical habitat designation for coastal steelhead populations that are proposed

for listing under the Endangered Species Act in California, Oregon, and Washington.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	04/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910, **301 713-1401****RIN:** 0648-AG49**666. DESIGNATED CRITICAL  
HABITAT; ATLANTIC SALMON****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1533**CFR Citation:** 50 CFR 226**Legal Deadline:** NPRM, Statutory, October 1, 1995. Final, Statutory, October 1, 1996.  
Statutory date for listing species under the ESA is 10/01/94. statutory date for proposed critical habitat is 1 year after proposed listing.**Abstract:** The regulation will propose to designate critical habitat for Atlantic salmon, if the species is proposed for listing under the Endangered Species Act.**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	10/00/95	
Final Action	10/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway F/PR8, Silver Spring, MD 20910, **301 713-2322****RIN:** 0648-AG50**667. DESIGNATED CRITICAL  
HABITAT; PACIFIC COHO SALMON****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1533**CFR Citation:** 50 CFR 226**Legal Deadline:** NPRM, Statutory, October 26, 1995. Final, Statutory, October 26, 1996.  
Endangered Species Act sec. 4(b)(3)(D)(ii)**Abstract:** The regulation will propose critical habitat designation for coastal coho salmon populations that are proposed for listing under the Endangered Species Act in California, Oregon, and Washington.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	04/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910, **301 713-1401****RIN:** 0648-AG56**668. DESIGNATED CRITICAL  
HABITAT; UMPQUA RIVER SEA-RUN  
CUTTHROAT TROUT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1533**CFR Citation:** 50 CFR 226**Legal Deadline:** NPRM, Statutory, April 1, 1995. Final, Statutory, April 1, 1996.  
Endangered Species Act sec. 4(b)(3)(D)(ii)**Abstract:** NMFS has issued a proposed rule to list the Umpqua River cutthroat trout in Oregon as endangered under the Endangered Species Act of 1973. NMFS has also determined that the Umpqua River cutthroat trout is a "species" as interpreted under the ESA. Upon completion of an analysis on the critical habitat for the Umpqua River cutthroat trout, NMFS plans to propose critical habitat for the species.

## DOC—NOAA

## Proposed Rule Stage

## Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Interim Final Rule	04/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR8, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AG58

**669. PROPOSED RULE TO  
AUTHORIZE THE INCIDENTAL  
TAKING OF MARINE MAMMALS  
DURING COMMERCIAL FISHING  
OPERATIONS AS DIRECTED BY  
PUBLIC LAW 103-238**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq  
The Marine Mammal Protection Act

**CFR Citation:** 50 CFR 229

**Legal Deadline:** Final, Statutory,  
September 1, 1995.

**Abstract:** The Marine Mammal Protection Act Amendments of 1994 (Pub. L. 103-238) created new sections 117 and 118 which mandate a new program for managing incidental takes during commercial fishing operations. These sections, which will be implemented through rulemaking, among other things: (1) prohibit intentional takings; (2) require independent regional advisory scientific review groups; (3) require marine mammal stock assessment reports; (4) establish incidental take reduction teams, plans and review procedures for strategic marine mammal stocks; (5) require conformance to the greatest extent practicable with Federal and state fishery management plans; and (6) require reporting and monitoring of incidental takes resulting in mortality or serious injury.

## Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Vicki Cornish, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2322**

**RIN:** 0648-AG78

**670. PROPOSED RULE TO  
AUTHORIZE LETHAL TAKINGS OF  
MARINE MAMMALS BY STATE  
AUTHORITIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq  
The Marine Mammal Protection Act

**CFR Citation:** 50 CFR 216

**Legal Deadline:** None

**Abstract:** Section 120 of the MMPA as amended in 1994 provides the Secretary the discretion to authorize the intentional lethal taking of individually identifiable pinnipeds which are having a significant negative impact on salmonids that are either 1) listed under the ESA, 2) approaching a threatened or endangered status, or 3) migrate through the Ballard Locks in Seattle. The process for determining whether to implement the authority commences with a State developing and submitting an application that provides a detailed description of the interaction problem. If warranted by scientific evidence, NMFS is to establish a Pinniped-Fishery Interaction Task Force to address the situation described in the application and publish a notice in the Federal Register requesting public comment on the application. Within 60 days after establishment, and after reviewing public comments in response to the Federal Register notice, the Pinniped-Fishery Interaction Task Force is to recommend approval or denial of the proposed intentional lethal taking along with recommendations on the proposed location, time, and method of such taking, criteria for evaluating the success of the action, and the duration (cont)

## Timetable:

Action	Date	FR Cite
NPRM	05/15/95	
NPRM Comment Period End	07/14/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Additional Information:** ABSTRACT  
CONT: of the recommendations, NMFS must either approve or deny the application.

**Agency Contact:** Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2055**

**RIN:** 0648-AG79

**671. PROPOSED RULE TO AMEND  
MARINE MAMMAL REGULATIONS TO  
AUTHORIZE INCIDENTAL TAKINGS  
OF MARINE MAMMALS BY  
HARASSMENT AS AUTHORIZED BY  
PUBLIC LAW 103-238**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq  
The Marine Mammal Protection Act

**CFR Citation:** 50 CFR 228

**Legal Deadline:** Final, Statutory,  
January 1, 1995.

**Abstract:** On April 30, 1994, the President signed Pub. L. 103-238, the Marine Mammal Protection Act Amendments of 1994. One part of this law amended section 101(a)(5) to establish an expedited process by which citizens of the United States, who engage in a specified activity (other than commercial fishing) within a specific geographic region, can apply for an authorization to incidentally take small numbers of marine mammals by harassment. The proposed rule, if implemented, would establish specific time limits for public notice and comment on any requests for authorization which would be granted under this rule; implement procedures for the establishment of scientific peer review groups to review an applicant's monitoring plan when the taking may affect the availability of a stock for subsistence uses; and limit authorizations to a period of 1 year.

## Timetable:

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

## DOC—NOAA

## Proposed Rule Stage

**Agency Contact:** Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2055**

**RIN:** 0648-AG80

**672. PROPOSED DESIGNATION OF CRITICAL HABITAT FOR PUGET SOUND SALMON STOCKS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq The Endangered Species Act

**CFR Citation:** 50 CFR 226

**Legal Deadline:** NPRM, Statutory, March 15, 1996. Final, Statutory, March 15, 1997.

Endangered Species Act section 4(b)(3)(D)(ii)

**Abstract:** NMFS will propose critical habitat for Puget Sound salmon stocks if the species is/are proposed for listing under the Endangered Species Act.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	
Final Action	04/00/96	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Marta Nammack, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2322**

**RIN:** 0648-AH11

**673. PROPOSED RULE TO ESTABLISH GUIDELINES FOR NONLETHALLY DETERRING MARINE MAMMALS FROM ENDANGERING PERSONAL SAFETY OR DAMAGING PUBLIC OR PRIVATE PROPERTY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq The Marine Mammal Protection Act

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, January 1, 1995.

**Abstract:** On April 30, 1994, the President signed Pub. L. 103-238, the Marine Mammal Protection Act Amendments of 1994. One part of this law implemented a new section 101(a)(4) to authorize the nonlethal harassment takings by citizens of the United States to deter marine mammals from: (1) Damaging commercial fishing gear or catch; (2) damaging private property; (3) endangering public safety; or (4) damaging public property. The amendments require a list of guidelines for use in safely deterring marine mammals and provide for prohibiting certain deterrent measures that may have a significant adverse impact on marine mammals.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment Period End	06/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2055**

**RIN:** 0648-AH19

**674. • PROPOSED RULE GOVERNING MARINE MAMMAL TRANSPORT NOTIFICATION AND INVENTORY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1372 (c)

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, January 1, 1995.

**Abstract:** This rule, if implemented, will establish reporting requirements for marine mammal captive holding and transport.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment Period End	11/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected

Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2289**

**RIN:** 0648-AH26

**675. • INTERIM FINAL RULE WITH REQUEST FOR COMMENTS ESTABLISHING LEATHERBACK TURTLE CONSERVATION ZONE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 227

**Legal Deadline:** None

**Abstract:** This interim final rule would establish a leatherback conservation zone during certain seasons of each year from Florida through Virginia. When leatherback turtle concentrations reach a predetermined level, NMFS may notify shrimpers that small areas will be temporarily closed to shrimping or that shrimpers must use TEDs with modified openings.

**Timetable:**

Action	Date	FR Cite
NPRM	03/15/95	
NPRM Comment Period End	04/15/95	
Interim Final Rule	04/00/95	
Final Action	09/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Additional Information:** This action has been taken for many years through 30-day emergency rules, with requests for comments.

**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AH30

**676. • PROPOSED RULE GOVERNING THE ISSUANCE OF PERMITS FOR MARINE MAMMAL PHOTOGRAPHY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1372 (c)(6)

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, January 1, 1995.

## DOC—NOAA

## Proposed Rule Stage

**Abstract:** This rule will provide for the issuance of permits to take marine mammals by only level B harassment for the purpose of educational or commercial photography.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment	11/00/95	
Period End		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2289**

**RIN:** 0648-AH31

#### 677. • PROTECTION ZONES FOR NORTHERN RIGHT WHALES; RESPONSE TO PETITION

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq, Endangered Species Act

**CFR Citation:** 50 CFR 222

**Legal Deadline:** None

**Abstract:** This advanced notice of proposed rulemaking is in response to a petition requesting the issuance of regulations that would establish specific protection zones around every northern right whale. It solicits public comment and information to assist in determining the need for and types of conservation measures that would be effective in minimizing human-induced disturbance of and harmful interaction with northern right whales.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/27/94	59 FR 66513
ANPRM Comment	02/27/95	
Period End		
NPRM	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Margot Bohan, Marine Mammal Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315

East-West Highway, Silver Spring, MD 20910, **301 713-2322**

**RIN:** 0648-AH47

#### 678. • PROPOSED RULE TO GOVERN THE TRANSPORTATION OF NATIVE HANDICRAFTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1371 (a)(6)

**CFR Citation:** 50 CFR 216

**Legal Deadline:** Final, Statutory, January 1, 1995.

**Abstract:** If implemented, the proposed rule will provide for the importation of certain marine mammal products created by Alaskan natives.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment	05/00/95	
Period End		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2289**

**RIN:** 0648-AH83

#### 679. • SHRIMP VESSEL REGISTRATION REQUIREMENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 227

**Legal Deadline:**

**Abstract:** NMFS proposes to require permits on shrimp vessels operating in Federal waters. This action is required by the 11/14/94 jeopardy biological opinion.

**Timetable:**

Action	Date	FR Cite
NPRM	05/14/95	
NPRM Comment	06/00/95	
Period End		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** This action may be taken under the authority of

the Fishery Management Councils instead.

**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AH87

#### 680. • CRITICAL HABITAT DESIGNATION FOR GREEN SEA TURTLES IN CUELBRA, PUERTO RICO

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 226

**Legal Deadline:** None

**Abstract:** NMFS proposes to designate portions of Cuelbra, Puerto Rico, as critical habitat for the threatened green sea turtle.

**Timetable:**

Action	Date	FR Cite
NPRM	08/00/95	
NPRM Comment	09/00/95	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AH88

#### 681. • IDENTIFICATION OF SPECIAL SEA TURTLE CONSERVATION AREAS AND APPROPRIATE CONSERVATION MEASURES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 227

**Legal Deadline:** None

Legal deadlines may be imposed by pending settlement agreement.

**Abstract:** NMFS proposes to identify areas requiring special sea turtle conservation measures such as limited tow times, TED restrictions, or area closures. This action is required by the 11/14/94 jeopardy biological opinion.



## DOC—NOAA

## Proposed Rule Stage

**Timetable:**

Action	Date	FR Cite
NPRM	11/14/95	
NPRM Comment	12/00/95	
Period End		

**Small Entities Affected:** Undetermined**Government Levels Affected:** Undetermined

**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AH89

#### NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT

#### 682. PROPOSED REGULATIONS FOR THE FAGATELE BAY NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 to 1445**CFR Citation:** 15 CFR 941**Legal Deadline:** None

**Abstract:** These existing regulations are to be revised to improve enforcement of prohibited activities, provide additional protective provisions, and update permit requirements.

**Timetable:**

Action	Date	FR Cite
NPRM	03/00/96	
NPRM Comment	06/00/96	
Period End		
Final Action	11/00/96	
Final Action Effective	01/00/97	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3155**

**RIN:** 0648-AA74

#### 683. PROPOSED REGULATIONS FOR THE CHANNEL ISLANDS NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 to 1445**CFR Citation:** 15 CFR 935**Legal Deadline:** None

**Abstract:** These existing regulations are to be revised to improve enforcement of prohibited activities, provide additional protective provisions, and update permit requirements.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/95	
NPRM Comment	01/00/96	
Period End		
Final Action	05/00/96	
Final Action Effective	07/00/96	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

**RIN:** 0648-AC03

#### 684. PROPOSED REGULATIONS FOR THE GULF OF THE FARALLONES NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 to 1445**CFR Citation:** 15 CFR 936**Legal Deadline:** None

**Abstract:** These existing regulations are being revised to improve enforcement of prohibited activities, provide additional protective provisions, and update permit requirements.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	02/00/96	
Period End		
Final Action	08/00/96	
Final Action Effective	10/00/96	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West

Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

**RIN:** 0648-AC05

#### 685. THE MONITOR NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 et seq**CFR Citation:** 15 CFR 924**Legal Deadline:** None

**Abstract:** These regulations are being revised to update site management provisions.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/96	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

**RIN:** 0648-AC78

#### 686. PROPOSED REGULATIONS FOR THE NORTHWEST STRAITS NATIONAL MARINE SANCTUARY

**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 to 1445**CFR Citation:** Not yet determined**Legal Deadline:** None

**Abstract:** These regulations will protect the conservational, recreational, ecological, historical, research, educational, and esthetic qualities of the waters of northern Puget Sound in the State of Washington, if the area is designated as a national marine sanctuary.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/95	
NPRM Comment	01/00/96	
Period End		
Final Action	05/00/96	
Final Action Effective	07/00/96	

**Small Entities Affected:** Undetermined**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce,

## DOC—NOAA

## Proposed Rule Stage

National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

RIN: 0648-AC91

**687. PROPOSED REGULATIONS FOR THE NORFOLK CANYON NATIONAL MARINE SANCTUARY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 to 1445

**CFR Citation:** 15 CFR 939

**Legal Deadline:** None

**Abstract:** These regulations will protect the ecological, recreational, and esthetic resources of the waters surrounding Norfolk Canyon if the area is designated as a national marine sanctuary.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

RIN: 0648-AC92

**688. THUNDER BAY NATIONAL MARINE SANCTUARY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 to 1445

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** These regulations will protect the ecological, recreational, and esthetic resources of the waters surrounding Thunder Bay if the area is designated as a national marine sanctuary.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/95	
NPRM Comment	03/00/96	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West

Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

RIN: 0648-AE41

**689. GRAY'S REEF NATIONAL MARINE SANCTUARY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 to 1445

**CFR Citation:** 15 CFR 938

**Legal Deadline:** None

**Abstract:** These regulations are being revised to update site management provisions.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

RIN: 0648-AE42

**690. NATIONAL MARINE SANCTUARY PROGRAM, SITE EVALUATION LIST**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 to 1434

**CFR Citation:** 15 CFR 922

**Legal Deadline:** None

**Abstract:** NOAA plans to amend the National Marine Sanctuary Program regulations which implement the Site Evaluation List development process. NOAA will integrate the procedures and criteria for identifying, evaluating, and selecting sites of special historical significance with the procedures and criteria for identifying, evaluating, selecting, and ranking sites of special natural resource significance. The purpose of integrating the two processes is to develop a single, comprehensive SEL which will include sites of both natural resource and historical, cultural, and human use value.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** James Lawless, Acting Chief, Sanctuaries and Reserves

Div., Office of Ocean and Coastal Resource Mgmt., Department of Commerce, National Oceanic and Atmospheric Administration, National Ocean Services, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910, **301 713-3125**

RIN: 0648-AF23

**691. • HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1431 et seq (National Marine Sanctuary Act); PL 102-587 (Ocean Act of 1992), subtitle C-Hawaiian; Island National Marine Sanctuary Act

**CFR Citation:** Not yet determined

**Legal Deadline:** None

**Abstract:** Regulations implement the Congressional designation of the Hawaiian Island, Humpback National Marine Sanctuary.

**Timetable:**

Action	Date	FR Cite
NPRM	04/00/95	
NPRM Comment	07/00/95	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Margo F. Jackson, Asst. General Counsel for Ocean Services, Office of the General Counsel, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (LN/ORM4), Silver Spring, MD 20910, **301 713-2967**

RIN: 0648-AH91

**OFFICE OF THE ADMINISTRATOR****692. LICENSING OF PRIVATE REMOTE-SENSING SPACE SYSTEMS**

**Priority:** Other Significant

**Legal Authority:** 15 USC 4244; PL 102-555; 15 USC 56

**CFR Citation:** 15 CFR 960

**Legal Deadline:** None

**Abstract:** Pub. L. 102-555 amends the Land Remote Sensing Commercialization Act of 1984 to transfer the LANDSAT program from the Department of Commerce to a joint

## DOC—NOAA

## Proposed Rule Stage

NASA/DOD office. However, title II retains the basic provisions of title IV of the previous act authorizing the Secretary of Commerce to license private operators of land remote sensing space systems who are subject to U.S. jurisdiction. The Secretary is required to consult with the Secretaries of Defense and State, who are responsible for determining conditions to protect national security and foreign policy concerns, respectively. The recent Act removes a regulatory restriction which required operators to make the data available to all customers on the same terms and conditions.

**Timetable:**

Action	Date	FR Cite
ANPRM	01/18/89	54 FR 01945
NPRM	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Catherine Shea, Staff Attorney, Department of Commerce, National Oceanic and Atmospheric Administration, 1325 East-West Highway, Room 18109, Silver Spring, MD 20910, **301 713-0053**

**RIN:** 0648-AC64

**693. NATIONAL WEATHER SERVICE MODERNIZATION CRITERIA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 102-567; 15 USC 313 note

**CFR Citation:** 15 CFR 947; 15 CFR 946 app A

**Legal Deadline:** Final, Statutory, October 29, 1993.

**Abstract:** The Secretary of Commerce shall contract with the National Research Council, who shall review the scientific and technical modernization criteria for proposed certification actions to automate or close field offices of the National Weather Service.

**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Nicholas Scheller, Implementation Manager, Department of Commerce, National Oceanic and Atmospheric Administration, Room 17146, 1325 East-West Highway, Silver Spring, MD 20910, **301 713-0454**

**RIN:** 0648-AF72

## DEPARTMENT OF COMMERCE (DOC)

## Final Rule Stage

## National Oceanic and Atmospheric Administration (NOAA)

## NATIONAL MARINE FISHERIES SERVICE

**694. REGULATORY AMENDMENT TO IMPLEMENT PERMIT, REPORTING, AND RECORDKEEPING AND OBSERVER REQUIREMENTS FOR PROCESSING VESSELS OVER 125 FEET AND THEIR CATCHER VESSELS; PACIFIC COAST GROUND FISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** Regulations would implement a comprehensive data collection and regulatory program for all processing vessels longer than 125 feet and for all harvesting vessels that deliver their catch to those vessels in the groundfish fishery off Washington, Oregon, and California. This program would consist of: (1) a requirement that processing vessels carry NMFS-certified observers; (2) a requirement for a mandatory Federal permit; (3) recordkeeping and reporting requirements; and (4) a definition for "fishing trip" for processing vessels over 125 feet in length for the purpose of applying trip landing and frequency limits.

**Timetable:**

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	
Final Action	10/00/95	
Final Action Effective	11/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** Federal

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, **206 526-6150**

**RIN:** 0648-AE01

**695. FINANCIAL DISCLOSURE OF FISHERY MANAGEMENT COUNCIL NOMINEES, MEMBERS, AND EXECUTIVE DIRECTORS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 601

**Legal Deadline:** None

**Abstract:** This rule revises regulations concerning the practices, procedures and operations of the Regional Fishery Management Councils under the Magnuson Fishery Conservation and Management Act. It increases the detail

and availability of information in required financial disclosures of Councils' nominees, voting members, and Executive Directors and is intended to reduce the likelihood of financial conflicts of interest.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/11/94	59 FR 11557
Final Action	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** Federal

**Agency Contact:** Richard H. Schaefer, Director, Office of Fisheries Conservation and Management, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2334**

**RIN:** 0648-AG16

**696. REGULATORY AMENDMENT TO THE INDIVIDUAL FISHING QUOTA PROGRAM FOR GROUND FISH OFF ALASKA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** None

**Abstract:** To provide geographic locations of primary ports; require

## DOC—NOAA

## Final Rule Stage

landing and weighing of all individual fishing quota species on first landing of any species; authorize International Pacific Halibut Commission biologists to board vessels and inspect individual fishing quota fish; hail weights: "accurate" for clearing in Bellingham, and "estimate" for landing in Alaska; landings in three ports in Canada; underage carryover to next year; change definition of "trip"; and clarify that use of catcher vessel individual fishing quota must not violate catcher vessel length categories.

**Timetable:**

Action	Date	FR Cite
NPRM	01/12/95	60 FR 2935
NPRM Comment Period End	02/13/95	
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, Post Office Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AG45

#### 697. REGULATORY AMENDMENT FOR BERING SEA AND ALEUTIAN ISLANDS AREA HALIBUT NON-TRAWL PROHIBITED SPECIES CATCH MANAGEMENT AND JIG GEAR EXEMPTION

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 675

**Legal Deadline:** None

**Abstract:** To authorize annual specification on how unused portions of seasonal halibut bycatch allowances specified for the Bering Sea and Aleutian Islands non-trawl fisheries are rolled over to subsequent season; authorize exemption of Bering Sea and Aleutian Islands jig gear fisheries from halibut bycatch restrictions.

**Timetable:**

Action	Date	FR Cite
NPRM	12/29/94	59 FR 67268
NPRM Comment Period End	01/30/95	
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AG95

#### 698. • FRAMEWORK ADJUSTMENT 2 TO THE AMERICAN LOBSTER FISHERY MANAGEMENT PLAN

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649

**Legal Deadline:** None

**Abstract:** This action would eliminate unequal standards for lobster fishermen residing or fishing in different states by requiring all permit applicants regardless of whether they had a federally-endorsed state license to demonstrate that they owned a boat and used it to land lobster during the qualification period to obtain a federal limited access lobster permit.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AH36

#### 699. • COMBINED FRAMEWORK ADJUSTMENT—ADJUSTMENT 7 TO THE NORTHEAST MULTISPECIES FMP, ADJUSTMENT 3 TO THE ATLANTIC SEA SCALLOP FMP, AND ADJUSTMENT 1 TO THE AMERICAN LOBSTER FMP

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 649; 50 CFR 650; 50 CFR 651

**Legal Deadline:** None

**Abstract:** NMFS will issue this proposed rule to implement measures contained in Framework Adjustment 1 to the American Lobster Fishery

Management Plan (FMP), Framework Adjustment 7 to the Northeast Multispecies FMP, as submitted to NMFS by the New England Fishery Management Council, and which would revise a provision in each of the FMPs that requires all permit applicants to own a fishery vessel at the time they initially apply for a limited access permit. The intent of this rule is to acknowledge valid exceptions to the requirement and, subsequently, to remove an inequitable burden on those fishers entitled to the exceptions by providing them with an alternative mechanism for qualifying under the respective moratoriums.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AH37

#### 700. • INTERIM FINAL RULE TO MAKE CERTAIN CHANGES IN THE LIMITED ACCESS APPEALS PROCEDURE

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 676

**Legal Deadline:** None

**Abstract:** This Interim Final Rule will change the two-stage appeals process to a one-stage process; shorten the period of time that the Regional Director has to react to an Appellate Officer's decision; and provide for a "Quota Share Pool" so that a successful appellant in a multi-party appeal that is resolved in 1995 can receive Individual Fishing Quota and fish in 1995.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	02/02/95	60 FR 6448
Final Action	09/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Additional Information:** Comment period for the Interim Final Rule ends 01/00/95.

## DOC—NOAA

## Final Rule Stage

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 98802, **907 586-7228**

**RIN:** 0648-AH38

**701. • REGULATORY AMENDMENT TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC PERTAINING TO HOGFISH, CUBERA SNAPPER, AND GRAY TRIGGERFISH**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 646

**Legal Deadline:** None

**Abstract:** In accordance with the fishery management plan framework procedure, this regulatory amendment would: establish a daily recreational bag limit of five hogfish per person; limit the harvest and possession of cubera snapper 30 inches (76.2 cm) or larger, to two per day; and establish a minimum size limit for gray triggerfish of 12 inches (30.5 cm). These measures would apply only in the exclusive economic zone off Florida's east coast.

**Timetable:**

Action	Date	FR Cite
NPRM	02/15/95	60 FR 8620
NPRM Comment Period End	03/02/95	
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, **813 570-5301**

**RIN:** 0648-AH44

**702. • FINAL RULE AND APPROVAL OF CATCH SHARING PLAN**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 773

**CFR Citation:** 50 CFR 301

**Legal Deadline:** None

**Abstract:** Regulations governing the fishing for Pacific halibut on behalf of

the International Pacific Halibut Commission for 1996. Includes a catch sharing plan for domestic fisheries off California, Oregon, and Washington

**Timetable:**

Action	Date	FR Cite
Final Action	05/00/96	
Final Action Effective	05/00/96	

**Small Entities Affected:** None

**Government Levels Affected:** State, Tribal, Federal

**Agency Contact:** Steven Pennoyer, Director, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802, **907 586-7228**

**RIN:** 0648-AH64

**703. • FRAMEWORK #9 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 651

**Legal Deadline:** None

**Abstract:** This action is designed to make permanent, measures contained in an emergency interim rule for the Northeast Multispecies fishery. Management measures it probably will include are: Area closed to all or most fishing gear to protect spawning or juvenile haddock, cod, and yellowtail flounder; exemptions to the minimum mesh size requirement.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, **508 281-9200**

**RIN:** 0648-AH66

**704. • MANAGEMENT MEASURES FOR COMMERCIAL RECREATIONAL, AND TREATY INDIAN, SALMON FISHERIES OFF THE COASTS OF WASHINGTON, OREGON, AND CALIFORNIA**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 661

**Legal Deadline:** None

**Abstract:** Annual Management Specifications include allowable ocean harvest levels (including quotas), allocations, management boundaries and zones, minimum size limits, gear definitions, seasons selective fisheries, and in-season notice procedures.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115, **206 526-6150**

**RIN:** 0648-AH79

**705. • 1995 INITIAL QUOTA FOR WESTERN PACIFIC CRUSTACEAN FISHERIES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 681

**Legal Deadline:** None

**Abstract:** This regulatory action announces a zero quota for the 1995 Western Pacific Crustacean Fisheries off the Northwestern Hawaiian Islands. The fishery is managed primarily via an initial quota which is adjusted after the first month of fishing to produce a final quota.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/13/95	60 FR 13380
Final Action	08/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

## DOC—NOAA

## Final Rule Stage

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

**RIN:** 0648-AH85

**706. PROCESSED FISHERY PRODUCTS, PROCESSED PRODUCTS THEREOF & CERTAIN OTHER PROCESSED FOOD PRODUCTS: U.S. STANDARDS FOR GRADES OF FROZEN FISH BLOCKS & PRODUCTS MADE THEREFROM, ETC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630, Agricultural Marketing Act of 1946

**CFR Citation:** 50 CFR 264A

**Legal Deadline:** None

**Abstract:** The revised rule will expand the coverage of established voluntary standards for grades of fishery products to include new products made from fish blocks. The standards will take into account new technology and equipment. These standards will be used in a voluntary program of fishery products inspection and certification by the NMFS. Industry has shown a high level of interest and support for the revisions.

**Timetable:**

Action	Date	FR Cite
NPRM	09/21/89	54 FR 38881
NPRM Comment Period End	11/06/89	
Extension of Comment Period	12/29/89	54 FR 53660
NPRM Comment Period End	01/29/90	54 FR 53660
Interim Final Rule	10/16/90	55 FR 41856
Final Action	03/00/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Sectors Affected:** 091 Commercial Fishing; 209 Miscellaneous Food Preparations and Kindred Products

**Additional Information:** Neither an RIA nor an RFA is required or will be prepared.

**Agency Contact:** Thomas J. Moreau, Director, Technical Services Unit, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine

Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9319**

**RIN:** 0648-AA46

**707. U.S. GENERAL STANDARDS FOR GRADES OF SHRIMP**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630 Agricultural Marketing Act of 1946

**CFR Citation:** 50 CFR 265A

**Legal Deadline:** None

**Abstract:** The final rule will establish general quality grading standards for all nonbreaded forms of fresh or frozen shrimp. These grading standards will provide for the systematic differentiation of the quality of shrimp into categories -- U.S. grades A, B, and Substandard. The proposed standards will be applied to all commercial species of fresh or frozen shrimp in raw or cooked states in all nonbreaded market forms. The adoption of grading standards is expected to facilitate trade in shrimp of all commercial species, as consumers will be able to select shrimp on the basis of identified quality. Industry has shown great interest in and support for the standards.

**Timetable:**

Action	Date	FR Cite
NPRM	05/20/82	47 FR 21840
NPRM Comment Period End	08/18/82	47 FR 21840
NPRM	09/21/89	54 FR 38885
NPRM Comment Period End	11/06/89	
Extension of Comment Period	12/29/89	54 FR 53660
NPRM Comment Period End	01/29/90	54 FR 53660
Interim Final Rule	01/00/96	56 FR 55090
Final Action	01/00/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Sectors Affected:** 091 Commercial Fishing; 209 Miscellaneous Food Preparations and Kindred Products

**Additional Information:** Neither an RIA nor an RFA is required or will be prepared.

**Agency Contact:** Mary Ann Metz, Chief, Standards and Specifications Branch, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9284**

**RIN:** 0648-AA47

**708. FISHERMEN'S PROTECTIVE ACT**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 22 USC 1980

**CFR Citation:** 50 CFR 258

**Legal Deadline:** None

**Abstract:** Reinstating regulations inadvertently dropped when the Fishermen's Guaranty Fund Program was transferred to the State Department. Revisions to program procedures deriving from an Internal Control Review completed in May 1992, will be incorporated in the regulations as well as clarifications suggested by the General Counsel. These revised procedures will reduce the risk that fraudulent claims will be paid and clarify procedures for applicants.

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/96	
Final Action Effective	04/00/96	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Charles Cooper, Program Leader, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2396**

**RIN:** 0648-AC73

**709. U.S. STANDARDS FOR GRADES OF FROZEN FISH PORTIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630, Agricultural Marketing Act of 1946

**CFR Citation:** 50 CFR 264; 50 CFR 269

**Legal Deadline:** None

**Abstract:** The revised rule will expand coverage of established voluntary standards for grades of frozen fish portions and consolidate five existing standards into one. The standards will take into account new technology and equipment. These standards will be used in a voluntary program of fishery products inspection and certification by NMFS. Industry has shown a high level of interest and support for the revisions.

**Timetable:**

Action	Date	FR Cite
NPRM	06/11/90	55 FR 23565

## DOC—NOAA

## Final Rule Stage

Action	Date	FR Cite
NPRM Comment Period End	08/27/90	55 FR 23565
Interim Final Rule	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Ann Metz, Chief, Standards and Specifications Branch, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9284**

**RIN:** 0648-AD92

#### 710. U.S. STANDARDS FOR GRADES OF WHOLE OR DRESSED FISH

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630

**CFR Citation:** 50 CFR 261

**Legal Deadline:** None

**Abstract:** NMFS is testing an alternative set of U.S. standards for grades of whole or dressed fish for use in NMFS's National Seafood Inspection Program. The test standards recognize advances made by industry in process controls. The test standards allow for evaluation of flavor, odor, and texture in the pre-processing state, evaluation of physical defects in the thawed/fresh state, and evaluation for dehydration in the frozen state. Products graded using the test standards will be allowed to make reference to applicable grades on the label of the product.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Ann Metz, Chief, Standards and Specifications Branch, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9284**

**RIN:** 0648-AE69

#### 711. U.S. STANDARDS FOR GRADES OF NORTH AMERICAN FRESHWATER CATFISH AND PRODUCTS MADE THEREFROM

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630; Reorganization Plan No. 4 of 1970 (84 Stat. 2090)

**CFR Citation:** 50 CFR 267

**Legal Deadline:** None

**Abstract:** NMFS is testing an alternative set of U.S. standards for grades of North American freshwater catfish and products made therefrom for use in NMFS's National Seafood Inspection Program. The test standards recognize advances made by industry in process controls. The test standards allow for evaluation of flavor, odor, and texture in the pre-processing state, evaluation of physical defects in the thawed/fresh state, and evaluation for dehydration in the frozen state. Products graded using the test standards will be allowed to make reference to applicable grades on the label of the product.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Ann Metz, Chief, Standards and Specifications Branch, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9284**

**RIN:** 0648-AE70

#### 712. U.S. STANDARDS FOR GRADES OF FISH FILLETS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630; Reorganization Plan No. 4 of 1970 (84 Stat. 2090)

**CFR Citation:** 50 CFR 263

**Legal Deadline:** None

**Abstract:** NMFS is testing an alternative set of U.S. standards for grades of fish fillets for use in NMFS's National Seafood Inspection Program. The test standards recognize advances made by industry in process controls. The test standards allow for evaluation of flavor, odor, and texture in the pre-

processing state, evaluation of physical defects in the thawed/fresh state, and evaluation for dehydration in the frozen state. Products graded using the test standards will be allowed to make reference to applicable grades on the label of the product.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Mary Ann Metz, Chief, Standards and Specifications Branch, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, One Blackburn Drive, Gloucester, MA 01930, **508 281-9284**

**RIN:** 0648-AE71

#### 713. FISHING VESSEL CAPITAL CONSTRUCTION FUND PROCEDURES—ELIGIBILITY FOR SAFETY IMPROVEMENTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 46 USC 1177

**CFR Citation:** 50 CFR 259

**Legal Deadline:** None

**Abstract:** To allow use of capital construction funds for approved safety improvement projects.

**Timetable:**

Action	Date	FR Cite
NPRM	11/18/92	57 FR 54356
NPRM Comment Period End	12/18/92	
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Charles L. Cooper, Program Leader, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2396**

**RIN:** 0648-AF22

#### 714. FISHING VESSEL OBLIGATION GUARANTEE PROGRAM

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 46 USC 1271 to 1279

**CFR Citation:** 50 CFR 255

**Legal Deadline:** None

## DOC—NOAA

## Final Rule Stage

**Abstract:** This regulation will add definitions of “aquaculture” and “underutilized species.”

**Timetable:**

Action	Date	FR Cite
Final Action	04/00/95	
Final Action Effective	06/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Michael L. Grable, Division Chief, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2390**

**RIN:** 0648-AF48

**715. CIVIL PROCEDURE REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1801 to 1882; 16 USC 1531 to 1543; 16 USC 1361 to 1407; 16 USC 3371 to 3378; 16 USC 1431 to 1439; 16 USC 773 to 773k; 16 USC 951 to 961; 16 USC 1021 to 1032; 16 USC 3631 to 3644; 42 USC 9101 et seq; 30 USC 1401 et seq; 16 USC 971 to 971i; 16 USC 781 et seq; 16 USC 972 to 972b; 16 USC 916 to 916l; ...

**CFR Citation:** 15 CFR 904

**Legal Deadline:** None

**Abstract:** This rule will amend NOAA's regulations to make them consistent with a Federal District Court ruling on the Agency's consideration of a respondent's ability to pay when assessing a civil penalty. The amendment removes a provision which places the burden on the respondent to raise and prove inability to pay an assessed penalty when the statute involved requires NOAA to take ability to pay into account.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/02/93	58 FR 58484
Final Action	03/00/96	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** This rule remains in interim final status pending the completion of a revision to all of part 904.

**Agency Contact:** Hugh Schratwieser, Attorney Adviser, Department of

Commerce, National Oceanic and Atmospheric Administration, Office of the Assistant General Counsel for Enforcement and Litigation (GCEL), 8484 Georgia Ave. 4th Fl, Silver Spring, MD 20910, **301 427-2202**

**RIN:** 0648-AF96

**716. • AMENDMENT TO PROCEDURE GOVERNING THE READJUSTMENT AND INCREASE IN HOURLY RATES OF FEES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 7 USC 1621 to 1630

**CFR Citation:** 50 CFR 260

**Legal Deadline:** None

**Abstract:** The interim final rule will amend the regulations to allow the fees for inspection services to be amended as needed, rather than as a result of a Federal Pay Act increase as currently written. This amendment will provide greater assurance of cost recovery as mandated under the Agricultural Marketing Act of 1946.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Sectors Affected:** 091 Commercial Fishing; 209 Miscellaneous Food Preparations and Kindred Products

**Agency Contact:** Rita Creitz, Program Analyst, Inspection Services Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Rm. 12524, Silver Spring, MD 20910, **301 713-2355**

**RIN:** 0648-AH24

**717. PERFORMANCE STANDARDS FOR TUNA VESSEL OPERATORS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216

**Legal Deadline:** None

**Abstract:** NOAA has established a system of performance standards for operators of U.S.-flag tuna purse seine fishing vessels that catch yellowfin tuna associated with marine mammals in the eastern tropical Pacific Ocean.

**Timetable:**

Action	Date	FR Cite
NPRM	11/01/89	54 FR 46086
NPRM Comment Period End	12/01/89	
Interim Final Rule Effective	05/16/90	
Interim Final Rule	05/17/90	55 FR 20458
Interim Final Rule Comment Period End	09/03/90	
Final Action	09/00/95	
Final Action Effective	10/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

**RIN:** 0648-AD03

**718. REGULATIONS GOVERNING THE TAKE OF DOLPHINS INCIDENTAL TO REMOVING OIL AND GAS PLATFORMS IN THE GULF OF MEXICO**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1371(a)(5); 16 USC 1361 et seq

**CFR Citation:** 50 CFR 228

**Legal Deadline:** None

**Abstract:** NMFS has received an amended request from the American Petroleum Institute for the take of bottlenose and spotted dolphins incidental to the removal of oil and gas platforms in the Gulf of Mexico. This activity would be allowed under section 101(a)(5) of the Marine Mammal Protection Act if the Service makes certain findings and if regulations are issued that cover monitoring and reporting.

**Timetable:**

Action	Date	FR Cite
NPRM	06/17/93	58 FR 33425
NPRM Comment Period End	08/16/93	
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National



## DOC—NOAA

## Final Rule Stage

Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-2323**  
**RIN:** 0648-AD25

**719. TAKING AND IMPORTING OF MARINE MAMMALS; DOLPHIN MORTALITY LIMITS DURING PURSE SEINE SETS ON MARINE MAMMALS IN THE EASTERN TROPICAL PACIFIC**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216.24

**Legal Deadline:** None

**Abstract:** This interim final rule will amend the current performance standards in the MMPA regulations to ensure that U.S. vessels can be legally prevented from making sets on tuna associated with dolphins in the eastern tropical Pacific Ocean once the vessels' dolphin mortality limit is reached. This rule also implements portions of the International Dolphin Conservation Act of 1992.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	05/19/93	58 FR 29127
Final Action	10/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

**RIN:** 0648-AF07

**720. TAKING AND IMPORTING OF MARINE MAMMALS; "DOLPHIN-SAFE" TUNA LABELING**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216; 50 CFR 247

**Legal Deadline:** None

**Abstract:** This rule will finalize the interim final rule implementing the Dolphin Protection Consumer Information Act. The interim final rule: (1) identified fish and fish products subject to importation requirements mandated by the Marine Mammal Protection Act, as amended by the

DPC14; (2) specified the use and contents of a new NOAA form required to import into the United States certain fish and fish products potentially harvested with methods injurious to marine mammals; (3) required importers of certain fish and fish products harvested by nations that engage in high seas large-scale driftnet fishing to provide certification by a responsible government official of the harvesting nation that the items to be imported were not harvested with large-scale driftnets in certain areas of the high seas; and (4) regulated the use of labels suggesting that tuna products are "dolphin safe." This rule also implements portions of the High Seas Driftnet Fisheries Enforcement Act.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	09/19/91	56 FR 47418
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

**RIN:** 0648-AF08

**721. DESIGNATED CRITICAL HABITAT; JOHNSON'S SEAGRASS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1533

**CFR Citation:** 50 CFR 226

**Legal Deadline:** None

**Abstract:** The National Marine Fisheries Service (NMFS) has proposed that Johnson's seagrass be listed as threatened under the Endangered Species Act (ESA). Section 4(b)(2) of the ESA requires that critical habitat be designated for a listed species after taking into consideration the economic impact, and any other relevant impact, of specifying any particular area as critical habitat. Critical habitat is the specific area within the geographical range of the species that has physical or biological features essential to the conservation of the species and which may require special management consideration or protection. Section 4(b)(6)(C) of the ESA requires that a

regulation designating critical habitat be published concurrently with a final listing determination unless critical habitat is not then determinable. In that case a final designation of critical habitat may be extended for up to one year. NMFS intends to designate critical habitat concurrently with a final listing determination.

**Timetable:**

Action	Date	FR Cite
NPRM	08/04/94	59 FR 39716
NPRM Comment Period End	10/13/94	
Final Action	08/04/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Margaret C. Lorenz, Marine Resource Management Specialist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910, **301 713-1401**

**RIN:** 0648-AF79

**722. SEA TURTLE CONSERVATION MEASURES; SECTION 10 INCIDENTAL TAKE PERMITS; FINAL RULE**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 227

**Legal Deadline:** None

**Abstract:** NMFS regulations currently require non-Federal entities to obtain an ESA section 10 incidental take permit if endangered species of sea turtles may be taken incidental to fishing activities. This rule, if implemented, would require incidental take permits for threatened species of sea turtles, as well.

**Timetable:**

Action	Date	FR Cite
NPRM	07/21/94	59 FR 37213
NPRM Comment Period End	08/22/94	
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** State

**Agency Contact:** Russell Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West

## DOC—NOAA

## Final Rule Stage

Highway, SSMC #3, Silver Spring, MD 20910, **301 713-1401**

RIN: 0648-AG37

**723. FLOTATION DEVICES IN BOTTOM-OPENING, SINGLE-GRID TURTLE EXCLUDER DEVICES IN THE SOUTHEASTERN UNITED STATES**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1531 et seq

**CFR Citation:** 50 CFR 227

**Legal Deadline:** None

**Abstract:** NMFS has issued a rule to require shrimp trawlers using Turtle Excluder Devices (TEDs) in the Gulf of Mexico and Atlantic Ocean areas to attach floatation devices to the TEDs if they are single-grid TEDs with bottom escape openings. Floatation devices adequate to lift TEDs from the seafloor are specified. This action is necessary to improve the ability of bottom-opening single-grid TEDs to safely exclude sea turtles.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	06/20/94	59 FR 33447
Date Effective	07/08/94	59 FR 33447
Final Action	04/00/95	
Final Action Effective	05/00/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Russell J. Bellmer, Chief, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-1401**

RIN: 0648-AG71

**724. PROPOSED LIST OF FISHERIES AS AUTHORIZED BY PUBLIC LAW 103-238**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq The Marine Mammal Protection Act

**CFR Citation:** 50 CFR 229

**Legal Deadline:** NPRM, Statutory, July 28, 1994.

**Abstract:** The Marine Mammal Protection Act Amendments of 1994 (Pub. L. 103-238) modified the scope for classification of commercial fisheries based upon their incidental

take rate of marine mammals. The amended MMPA provides for the focus of incidental takings to be on the mortality and serious injury and less upon harassment takings. In addition, the MMPA now distinguishes between incidental and intentional takings during commercial fishing operations. As a result, NMFS is proposing to amend its List of Commercial Fisheries based upon the statutory modifications.

**Timetable:**

Action	Date	FR Cite
NPRM	09/01/94	59 FR 45263
NPRM Comment Period End	11/30/94	
Final Action	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Vicki Cornish, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2322**

RIN: 0648-AG77

**725. TAKING AND IMPORTING OF MARINE MAMMALS: PROPOSED RULE PROHIBITING U.S. CITIZENS FROM ENCIRCLING MARINE MAMMALS DURING TUNA FISHING OPERATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1361 et seq

**CFR Citation:** 50 CFR 216.24

**Legal Deadline:** NPRM, Statutory. Final, Statutory, March 1, 1994.

**Abstract:** This rule proposes implementation of section 307 (a)(2) of the International Dolphin Conservation Act, which makes it unlawful for any person or vessel that is subject to the jurisdiction of the United States, intentionally to set a purse seine net or to encircle any marine mammal during any tuna fishing operation, with certain exceptions.

**Timetable:**

Action	Date	FR Cite
NPRM	10/12/94	59 FR 51552
NPRM Comment Period End	11/14/94	
Final Action	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero, Director, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213, **310 980-4001**

RIN: 0648-AH04

**726. GENERAL AUTHORIZATION FOR SCIENTIFIC RESEARCH INVOLVING LEVEL B HARASSMENT**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 16 USC 1151 et seq Fur Seal Act; 16 USC 1631 et seq Marine Mammal Protection Act

**CFR Citation:** 50 CFR 215; 50 CFR 216

**Legal Deadline:** Final, Statutory, August 30, 1994.

**Abstract:** This interim final rule is required by the 1994 amendments to the Marine Mammal Protection Act. These regulations establish a general authorization for bona fide scientific research on non-endangered and non-threatened marine mammals that may result in harassment with only the potential to disturb. Inclusion under the general authorization is achieved by letter of intent to the National Marine Fisheries Service and a letter of confirmation from the Service.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/03/94	59 FR 50372
Interim Final Rule Comment Period End	11/17/94	
Final Action	06/00/95	
Final Action Effective	07/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** State, Federal

**Additional Information:** The National Marine Fisheries Service and the U.S. Fish and Wildlife Service are discussing whether to issue this rule jointly.

**Agency Contact:** Ann Terbush, Chief, Permits Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910-3226, **301 713-2289**

RIN: 0648-AH20

## DOC—NOAA

## Final Rule Stage

**NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT****727. REVISION OF FEDERAL CONSISTENCY REGULATIONS UNDER THE COASTAL ZONE MANAGEMENT ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1451 et seq**CFR Citation:** 15 CFR 930**Legal Deadline:** None**Abstract:** This rulemaking will revise the Federal consistency regulations to streamline and clarify procedural requirements.**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** State, Federal**Agency Contact:** Margo F. Jackson, Asst. General Counsel for Ocean Services, Office of General Counsel, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway, 6th Floor, Silver Spring, MD 20910, **301 713-2967****RIN:** 0648-AD83**OFFICE OF THE ADMINISTRATOR****728. NATURAL RESOURCE DAMAGE ASSESSMENT AND RESTORATION REGULATIONS****Priority:** Regulatory Plan**Legal Authority:** 33 USC 2706**CFR Citation:** 15 CFR 990**Legal Deadline:** Final, Statutory, August 18, 1992.

Congress required the regulations to be promulgated no later than 2 years following the enactment of the Oil Pollution Act (OPA).

**Abstract:** Section 1006(e) of the Oil Pollution Act requires the President,

acting through the Under Secretary of Commerce for Oceans and Atmosphere, acting through NOAA, to promulgate natural resource damage assessment regulations applicable to oil spills. A Federal approach will provide a consistent, uniform set of procedures specifically for use in oil spills. These procedures will be available to Federal, State, Indian, and foreign natural resource trustees. A single Federal solution will be more cost efficient than having the individual States develop separate methodologies. It is expected that trustees will use the procedures contained in the regulations because the Oil Pollution Act provides that any determination or assessment of damages made in accordance with the regulations shall have the force and effect of a rebuttable presumption on behalf of the trustee in an administrative or judicial proceeding.

**Timetable:**

Action	Date	FR Cite
ANPRM	12/28/90	55 FR 53478
Public Meeting Scheduled for 03/20/91	02/28/91	56 FR 8307
ANPRM	04/01/91	56 FR 8307
ANPRM Comment Period Extended to 10/01/92	06/01/92	57 FR 23067
ANPRM Comment Period End	01/15/93	58 FR 4601
ANPRM; Release of Report; Extension of Comment Period to January 15, 1993	01/15/93	58 FR 4601
NPRM	01/07/94	59 FR 1062
6 Cooperative Prespilling Planning Meetings Scheduled During January and February 1994	01/07/94	59 FR 1190
6 Public Meetings Scheduled During January and February 1994	01/07/94	59 FR 1189
NPRM Comment Period End	04/07/94	
NPRM Comment Period Extended to Next Action Undetermined	10/07/94	59 FR 32148

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Linda B. Burlington, Project Manager, Department of Commerce, National Oceanic and Atmospheric Administration, SSMC 3, Room 15132, 1315 East-West Highway, Silver Spring, MD 20910-3282, **301 713-1217****RIN:** 0648-AE13**729. NOAA CLIMATE AND GLOBAL CHANGE PROGRAM—PROPOSAL SUBMISSION GUIDELINES****Priority:** Substantive, Nonsignificant**Legal Authority:** 49 USC 1463; 15 USC 313; 15 USC 2921**CFR Citation:** Not yet determined**Legal Deadline:** None**Abstract:** This rule will specify criteria and procedures for eligibility, submission and evaluation, and selection for proposals for funding that are under the NOAA Climate and Global Change Program's annual program announcement. The intent of the program is to improve the ability to observe, understand, predict, and respond to changes in the environment of our planet. The NOAA program is an element of the interagency U.S. Global Change Research Program. NOAA's program is designed to complement other agency contributions to that national effort.**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Irma DuPree, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Global Programs, 1100 Wayne Avenue, Suite 1225, Silver Spring, MD 20910-5603, **301 427-2089****RIN:** 0648-AG51

## DEPARTMENT OF COMMERCE (DOC)

## Completed/Longterm Actions

## National Oceanic and Atmospheric Administration (NOAA)

**730. SECRETARIAL FISHERY  
MANAGEMENT PLAN FOR SHARKS  
OF THE ATLANTIC OCEAN**

CFR Citation: 50 CFR 678

**Completed:**

Reason	Date	FR Cite
Final Action	10/18/94	59 FR 52453
Final Action Effective	11/17/94	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Richard H. Schaefer,  
301 713-2334

RIN: 0648-AD12

**731. REGULATORY AMENDMENT—  
U.S. NATIONALS FISHING IN RUSSIAN  
FISHERIES**

CFR Citation: 50 CFR 299

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard H. Schaefer,  
301 713-2334

RIN: 0648-AD29

**732. AMENDMENT 7 TO THE FISHERY  
MANAGEMENT PLAN FOR THE  
SNAPPER-GROUPER FISHERY OF  
THE SOUTH ATLANTIC**

CFR Citation: 50 CFR 646

**Completed:**

Reason	Date	FR Cite
Final Action	12/23/94	59 FR 66270
Final Action Effective	01/23/95	59 FR 66270

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer,  
813 570-5301

RIN: 0648-AE52

**733. AMENDMENT 31 TO THE FMP  
FOR GROUND FISH OF THE GOA AND  
AMENDMENT 35 TO THE FMP FOR  
GROUND FISH OF THE BSAI**

CFR Citation: 50 CFR 676

**Completed:**

Reason	Date	FR Cite
Final Action	10/07/94	59 FR 51135
Final Action Effective	11/07/94	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer, 907  
586-7228

RIN: 0648-AE79

**734. AMENDMENT 21A TO THE FMP  
FOR THE GROUND FISH FISHERY OF  
THE BERING SEA AND ALEUTIAN  
ISLANDS TO PROHIBIT BOTTOM  
TRAWLING ADJACENT TO THE  
PRIBILOF ISLANDS**

CFR Citation: 50 CFR 675

**Completed:**

Reason	Date	FR Cite
Final Action	01/20/95	60 FR 4110
Final Action Effective	01/20/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer, 907  
586-7228

RIN: 0648-AF02

**735. REGULATORY AMENDMENT  
IMPLEMENTING GROUND FISH GEAR  
CHANGES IN THE PACIFIC COAST  
GROUND FISH FISHERY**

CFR Citation: 50 CFR 663

**Completed:**

Reason	Date	FR Cite
Final Action	03/13/95	60 FR 13377
Final Action Effective	09/08/95	

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle, 206  
526-6150

RIN: 0648-AF38

**736. AMENDMENT TO ENHANCE  
DATA ON BYCATCH AND ESTABLISH  
A PILOT PROGRAM FOR DONATION  
OF ATLANTIC SWORDFISH**

CFR Citation: 50 CFR 630

**Completed:**

Reason	Date	FR Cite
Final Action	11/03/94	60 FR 59550
Final Action Effective	12/05/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard H. Schaefer,  
301 713-2334

RIN: 0648-AF42

**737. REGULATORY AMENDMENT TO  
MODIFY PERMIT APPLICATION  
REQUIREMENTS FOR ALL FISHERY  
MANAGEMENT PLANS IN THE  
WESTERN PACIFIC REGION**CFR Citation: 50 CFR 680; 50 CFR 681;  
50 CFR 683; 50 CFR 685**Completed:**

Reason	Date	FR Cite
Withdrawn	01/17/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero,  
310 980-4001

RIN: 0648-AF62

**738. REGULATORY AMENDMENT TO  
IMPLEMENT MEASURES IN THE  
NORTH PACIFIC ANADROMOUS  
STOCKS ACT OF 1992**

CFR Citation: 50 CFR 675

**Completed:**

Reason	Date	FR Cite
Withdrawn - NMFS intends not to initiate action this reporting period.	02/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Steven Pennoyer, 907  
586-7228

RIN: 0648-AF69

**739. REGULATORY AMENDMENT TO  
REQUIRE BLUEFIN TUNA  
STATISTICAL DOCUMENTS**

CFR Citation: 50 CFR 285

**Completed:**

Reason	Date	FR Cite
Final Action	03/17/95	60 FR 14381
Final Action Effective	04/17/95	

Small Entities Affected: Undetermined

Government Levels Affected:  
UndeterminedAgency Contact: Richard H. Schaefer,  
301 713-2334

RIN: 0648-AF74

**740. REGULATORY AMENDMENT TO  
ESTABLISH A VESSEL MONITORING  
SYSTEM WITHIN THE PELAGIC  
FISHERIES OF THE WESTERN  
PACIFIC REGION**

CFR Citation: 50 CFR 685

## DOC—NOAA

## Completed/Longterm Actions

**Completed:**

Reason	Date	FR Cite
Final Action	11/15/94	59 FR 58789
Final Action Effective	12/15/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero,  
310 980-4001

**RIN:** 0648-AF77

**741. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR CRUSTACEAN FISHERIES OF THE WESTERN PACIFIC REGION**

**CFR Citation:** 50 CFR 681

**Completed:**

Reason	Date	FR Cite
Final Action	11/10/94	59 FR 56004
Final Action Effective	12/12/94	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero,  
310 980-4001

**RIN:** 0648-AF82

**742. AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO**

**CFR Citation:** 50 CFR 658

**Completed:**

Reason	Date	FR Cite
Final Action	12/28/94	59 FR 66787
Final Action Effective	01/27/95	59 FR 66787

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer,  
813 570-5301

**RIN:** 0648-AF83

**743. AMENDMENT 2 TO THE FMP FOR CORAL AND CORAL REEFS OF THE GULF OF MEXICO AND SOUTH ATLANTIC**

**CFR Citation:** 50 CFR 638

**Completed:**

Reason	Date	FR Cite
Final Action	12/28/94	59 FR 66776
Final Action Effective	12/22/94	59 FR 66776

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer,  
813 570-5301

**RIN:** 0648-AF85

**744. REGULATORY AMENDMENT TO IMPOSE TRIP LIMITS ON COMMERCIAL CATCHES OF ATLANTIC SHARKS**

**CFR Citation:** 50 CFR 678

**Completed:**

Reason	Date	FR Cite
Final Action	10/18/94	59 FR 52453
Final Action Effective	11/17/94	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Richard H. Schaefer,  
301 713-2334

**RIN:** 0648-AG02

**745. REGULATORY AMENDMENT DEFINING HARVESTING CAPACITY UNIT AND MANAGEMENT SYSTEM UNDER THE WESTERN PACIFIC PELAGICS FMP**

**CFR Citation:** 50 CFR 685

**Completed:**

Reason	Date	FR Cite
Withdrawn	01/17/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Hilda Diaz-Soltero,  
310 980-4001

**RIN:** 0648-AG04

**746. AMENDMENT 5 TO THE FISHERY MANAGEMENT PLAN FOR THE STONE CRAB FISHERY OF THE GULF OF MEXICO**

**CFR Citation:** 50 CFR 654

**Completed:**

Reason	Date	FR Cite
Final Action	03/15/95	60 FR 13918
Final Action Effective	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer,  
813 570-5301

**RIN:** 0648-AG23

**747. REGULATORY AMENDMENT TO ESTABLISH THE BERING SEA AND ALEUTIAN ISLANDS "A" SEASON FRAMEWORK**

**CFR Citation:** 50 CFR 675

**Completed:**

Reason	Date	FR Cite
Final Action	12/16/94	59 FR 64867
Final Action Effective	01/12/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, 907  
586-7228

**RIN:** 0648-AG92

**748. REGULATORY AMENDMENT CODIFYING THE COMMUNITY DEVELOPMENT QUOTA COMPENSATION FORMULA**

**CFR Citation:** 50 CFR 676

**Completed:**

Reason	Date	FR Cite
Final Action	03/03/95	60 FR 11916
Final Action Effective	04/03/95	

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Steven Pennoyer, 907  
586-7228

**RIN:** 0648-AG98

**749. 1995 CATCH SHARING PLAN AND CONSERVATION MEASURES FOR PACIFIC HALIBUT**

**CFR Citation:** 50 CFR 301

**Completed:**

Reason	Date	FR Cite
Final Action	03/20/95	60 FR 14651
Final Action Effective	03/15/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** William Stelle, 206  
526-6150

**RIN:** 0648-AH01

**750. FINAL NOTICE OF CHANGES IN THE MANAGEMENT REGIMES FOR ATLANTIC MIGRATORY KING AND SPANISH MACKEREL AND GULF GROUP OF KING MACKEREL**

**CFR Citation:** 50 CFR 642

## DOC—NOAA

## Completed/Longterm Actions

## Completed:

Reason	Date	FR Cite
Final Action	10/21/94	59 FR 53120
Final Action Effective	11/21/94	59 FR 53120

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, 813 570-5301

**RIN:** 0648-AH17

#### 751. • REGULATORY AMENDMENT FOR THE SPINY LOBSTER FISHERY OF THE GULF OF MEXICO AND SOUTH ATLANTIC

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 640

**Legal Deadline:** None

**Abstract:** Regulatory Amendment to: remove the requirement for Federal vessel permits in the commercial spiny lobster fishery in the exclusive economic zone off Florida; make technical corrections and revisions; and add a prohibition against making false statements to authorized officers.

**Timetable:**

Action	Date	FR Cite
Final Action Effective	10/18/94	59 FR 53118
Final Action	10/21/94	59 FR 53118

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, 813 570-5301

**RIN:** 0648-AH27

#### 752. • REGULATORY AMENDMENT UNDER THE FMP FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 641

**Legal Deadline:** None

**Abstract:** In accordance with the FMP framework procedure for adjusting management measures annually, this final rule: reduces the daily bag limit for red snapper from seven to five fish and increases the minimum allowable size of red snapper from 14 inches (35.6 cm) to 15 inches (38.1 cm) for

recreational fishermen and other persons subject to the bag limit; and delays the opening of the commercial fishery for red snapper until February 24, 1995.

**Timetable:**

Action	Date	FR Cite
Final Action	12/30/94	59 FR 67647
Final Action Effective	05/01/95	59 FR 67647

**Small Entities Affected:** Businesses

**Government Levels Affected:** None

**Agency Contact:** Andrew J. Kemmerer, Director, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432, 813 570-5301

**RIN:** 0648-AH33

#### 753. • FRAMEWORK ADJUSTMENT 2 TO THE ATLANTIC SEA SCALLOP FISHERY MANAGEMENT PLAN

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 650

**Legal Deadline:** None

**Abstract:** This rule implements an exemption from Federal gear regulations for vessels when fishing in state waters under a state scallop management program.

**Timetable:**

Action	Date	FR Cite
Final Action Effective	11/16/94	59 FR 59967
Final Action	11/21/94	59 FR 59967

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jon C. Rittgers, Acting Director, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930, 508 281-9200

**RIN:** 0648-AH35

#### 754. • FINAL SPECIFICATIONS AND MANAGEMENT MEASURES FOR 1995 PACIFIC COAST GROUND FISH FISHERY

**Legal Authority:** 16 USC 1801 et seq

**CFR Citation:** 50 CFR 663

**Legal Deadline:** None

**Abstract:** This regulatory action announces the 1995 fishery and management measures for the

groundfish fishery off Washington, Oregon, and California. Specifications include levels of acceptable biological catch and harvest guidelines. The harvest guidelines are allocated between the limited entry and open-access fisheries. Management measures are primarily trip limits and trip frequencies designed to keep landings within the harvest guidelines, and to achieve goals and objective of the FMP.

**Timetable:**

Action	Date	FR Cite
Withdrawn	01/04/95	60 FR 2331

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** William Stelle, Director, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070, 206 526-6150

**RIN:** 0648-AH50

#### 755. REGULATION TO PROVIDE DISASTER RELIEF TO WEST COAST SALMON FISHERIES

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Withdrawn	09/07/94	59 FR 46224

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** William Stelle, 206 526-6150

**RIN:** 0648-AG75

#### 756. ENDANGERED FISH AND WILDLIFE; APPROACHING HUMPBACK WHALES IN HAWAIIAN WATERS

**CFR Citation:** 50 CFR 222.31

**Completed:**

Reason	Date	FR Cite
Final Action	01/19/95	60 FR 3775
Final Action Effective	01/19/95	60 FR 3775

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jim Lecky, 310 980-4001

**RIN:** 0648-AB79

## DOC—NOAA

## Completed/Longterm Actions

**757. TAKING AND IMPORTING OF MARINE MAMMALS: PROHIBITION ON SETTING ON ANY NORTHEASTERN OFFSHORE SPOTTED DOLPHIN**

CFR Citation: 50 CFR 216.24

**Completed:**

Reason	Date	FR Cite
Final Action	10/20/94	59 FR 52922
Final Action Effective	10/17/94	

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: State

Agency Contact: Hilda Diaz-Soltero, 310 980-4001

RIN: 0648-AG33

**758. DEFINITION OF "INTERMEDIARY NATION"**

CFR Citation: 50 CFR 216.3; 50 CFR 216.24(e)(5)(xiv)

**Completed:**

Reason	Date	FR Cite
Final Action	12/07/94	59 FR 63062
Final Action Effective	12/07/94	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, 310 980-4001

RIN: 0648-AG42

**759. DESIGNATED CRITICAL HABITAT; DEER CREEK SUMMER STEELHEAD**

CFR Citation: 50 CFR 226

**Completed:**

Reason	Date	FR Cite
Withdrawn - Petition to list species under ESA has been denied.	11/21/94	59 FR 59981

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marta Nammack, 301 713-1401

RIN: 0648-AG44

**760. DESIGNATED CRITICAL HABITAT; PACIFIC COHO SALMON****Completed:**

Reason	Date	FR Cite
Duplicate of RIN 0648-AG56	03/23/95	

RIN: 0648-AG57

**761. PROPOSED DESIGNATION OF CRITICAL HABITAT FOR THE MID-COLUMBIA RIVER SUMMER CHINOOK SALMON**

CFR Citation: 50 CFR 226

**Completed:**

Reason	Date	FR Cite
Withdrawn - Petition to list species under ESA has been denied.	09/23/94	59 FR 48855

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Marta Nammack, 301 713-2322

RIN: 0648-AH10

**762. • PROHIBITION ON INTENTIONAL LETHAL TAKE OF MARINE MAMMALS IN COMMERCIAL FISHING OPERATIONS**

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 229

Legal Deadline: Final, Statutory, September 30, 1995.

**Abstract:** The Marine Mammal Protection Act Amendments of 1994 established a new section 118 for the Marine Mammal Protection Act. Among other things, section 118 prohibits the intentional lethal taking of marine mammals in the course of commercial fishing operations except where human life is threatened. The rule will implement the statutory provision.

**Timetable:**

Action	Date	FR Cite
NPRM	12/08/94	59 FR 63324
Final Action	02/01/95	60 FR 6036
Final Action Effective	03/03/95	

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dean Wilkinson, Marine Resource Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910, 301 713-2322

RIN: 0648-AH43

**763. PROPOSED REGULATIONS FOR THE KEY LARGO NATIONAL MARINE SANCTUARY**

CFR Citation: 15 CFR 929

**Completed:**

Reason	Date	FR Cite
Withdrawn - Combined with RIN 0648-AD85	04/14/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless, 301 713-3125

RIN: 0648-AA33

**764. PROPOSED REGULATIONS FOR THE LOOE KEY NATIONAL MARINE SANCTUARY**

CFR Citation: 15 CFR 937

**Completed:**

Reason	Date	FR Cite
Withdrawn - Combined with RIN 0648-AD85	04/14/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless, 301 713-3125

RIN: 0648-AB64

**765. FINAL REGULATIONS FOR THE STELLWAGEN BANK NATIONAL MARINE SANCTUARY**

CFR Citation: 15 CFR 940

**Completed:**

Reason	Date	FR Cite
Final Action	10/19/93	58 FR 53865
Final Action Effective	12/03/93	58 FR 53865

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless, 301 713-3125

RIN: 0648-AC94

**766. PROPOSED REGULATIONS FOR THE FLORIDA KEYS NATIONAL MARINE SANCTUARY**

CFR Citation: 15 CFR 929

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/01/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: James Lawless, 301 713-3125

RIN: 0648-AD85

## DOC—NOAA

## Completed/Longterm Actions

**767. TECHNICAL CONFORMING CHANGES TO EXISTING NOAA REGULATIONS TO IMPLEMENT 1990 REAUTHORIZATION OF THE COASTAL ZONE MANAGEMENT ACT**

**CFR Citation:** 15 CFR 923; 15 CFR 926; 15 CFR 927; 15 CFR 931

**Completed:**

Reason	Date	FR Cite
Final Action	05/31/94	59 FR 27974
Final Action Effective	06/30/94	59 FR 27974

**Small Entities Affected:** None

**Government Levels Affected:** State, Federal

**Agency Contact:** Vickie A. Allin, 301 713-3087

**RIN:** 0648-AE11

**DEPARTMENT OF COMMERCE (DOC)****Proposed Rule Stage****National Telecommunications and Information Administration (NTIA)****768. THE TELECOMMUNICATIONS AND INFORMATION INFRASTRUCTURE GRANT PROGRAM**

**Priority:** Other Significant

**Legal Authority:** 47 USC 901 et seq

**CFR Citation:** None

**Legal Deadline:** None

**Abstract:** A new information infrastructure grant program called the Telecommunications and Information Infrastructure Assistance Program (TIAP) was established within NTIA pursuant to The Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act of 1994, P.L. 103-121, 107 Stat. 1175. Appropriations of \$26 million were made for fiscal year 1994 to fund the planning and construction of telecommunications and information infrastructure grants under NTIA's existing grant authority. NTIA released public notice in the Federal Register announcing the availability of these funds on March 4, 1994. The TIAP is part of the President's plan for telecommunications infrastructure development. Under the program, matching grants will enable State and local governments and nonprofit

entities to help bring the capabilities of advanced telecommunications technologies to the public. A wide range of demonstrations will be funded that provide the basis for connecting schools, libraries, health care facilities, museums, and other social and community services with interactive data, voice, and video telecommunications capabilities. There is also (cont)

**Timetable:**

Action	Date	FR Cite
Notice of FY 1994 Funding	03/04/94	59 FR 10562
Notice of FY 1995 Funding	02/10/95	60 FR 8156
NPRM	00/00/00	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Additional Information:** ABSTRACT CONT: pending authorization legislation in both the House (The Telecommunications and Information Infrastructure and Public Broadcasting Facilities Assistance Act of 1993, H.R. 2639) and the Senate (The National Telecommunication and Information Administration Authorization Act of 1994, S. 1883) that would provide

funding for future years for an information infrastructure grant program within NTIA. The proposed authorization would also narrow eligibility for the existing Public Telecommunications Facilities Program (PTFP) to public broadcasting entities. Nonbroadcast applicants, however, would be eligible to apply under the new information infrastructure grant program. Upon passage of such legislation, NTIA will take any necessary actions to conform current programs and regulations with the new statutory mandates, either through formal rulemaking or guidelines. NTIA has been appropriated \$64 million for the TIAP and \$2.9 million for the PTFP for FY 1995. For FY 1996, requested appropriations are \$100 million for the TIAP and \$8 million for the PTFP.

**Agency Contact:** Dr. Charles Rush, Associate Administrator, Office of Telecommunications & Info. Applications, Department of Commerce, National Telecommunications and Information Administration, Room 4096, 14th & Constitution Avenue NW., Washington, DC 20230, 202 482-5802

**RIN:** 0660-AA04

**DEPARTMENT OF COMMERCE (DOC)****Final Rule Stage****National Telecommunications and Information Administration (NTIA)****769. TRANSFER OF SPECTRUM FROM THE FEDERAL GOVERNMENT TO THE FCC**

**Priority:** Other Significant

**Legal Authority:** 47 USC 921, PL 103-66

**CFR Citation:** None

**Legal Deadline:** Other, Statutory, February 10, 1995.  
Final Report on Spectrum Reallocation due on February 10, 1995.

**Abstract:** The Omnibus Budget Reconciliation Act of 1993 contains several provisions relating to reform of both Federal and private use of the electromagnetic spectrum. This reform includes authorization for the Federal Communications Commission (FCC) to use competitive bidding to assign radio licenses to private users, as well as reallocation of some spectrum currently used by the Federal Government to the FCC for licensing to private users. The

reallocation will make more spectrum available for new technologies and services being developed by the private sector. As the agency responsible for managing use of the Federal Government's spectrum, NTIA will oversee the withdrawal of incumbent Federal users from frequencies to be reallocated. Costs may include displacement of incumbent Federal users and their relocation to different frequencies. Following its customary



## DOC—NTIA

## Final Rule Stage

practice, NTIA will address such spectrum issues at the Interdepartmental Radio Advisory Committee (IRAC), which will be given the opportunity to make a recommendation on these issues, although any final decision rests with the Secretary. Certain IRAC proposals and decisions are subject to public notice and comment pursuant to the National Telecommunications and Information Administration Organization Act, codified at 47 U.S.C.

901 et seq. A preliminary report and request for comments on spectrum reallocation was issued on February 10, 1994. Comments were due on May 11, 1994 and were submitted to the FCC for review.

**Timetable:**

Action	Date	FR Cite
NPRM	02/09/94	59 FR 6005
NPRM Comment Period End	05/11/94	
Next Action Undetermined		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Undetermined

**Agency Contact:** Richard D. Parlow, Associate Administrator, Office of Spectrum Management, Department of Commerce, National Telecommunications and Information Administration, Room 4099, 14th & Constitution Avenue NW., Washington, DC 20230, **202 482-1850**

**RIN:** 0660-AA05

## DEPARTMENT OF COMMERCE (DOC)

## Completed/Longterm Actions

## National Telecommunications and Information Administration (NTIA)

## 770. REQUIRING PROOF OF COMPLIANCE WITH FCC LICENSING REQUIREMENTS

**CFR Citation:** None

**Completed:**

Reason	Date	FR Cite
Withdrawn - Manual was revised February 10, 1994.	02/24/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** William D. Gamble, **202 482-1850**

**RIN:** 0660-AA08

## DEPARTMENT OF COMMERCE (DOC)

## Prerule Stage

## Patent and Trademark Office (PTO)

## 771. PATENT APPLICATION ELECTRONIC SUBMISSION RULES

**Priority:** Other Significant

**Legal Authority:** 35 USC 6; 35 USC 1123

**CFR Citation:** 37 CFR 1; 37 CFR 2

**Legal Deadline:** None

**Abstract:** The Office proposes to allow patent and trademark applicants the option of submitting their applications electronically. The proposed revisions to 37 CFR 1 and 2 would set out the procedures for filing patent and trademark applications in an electronic format.

**Timetable:**

Action	Date	FR Cite
ANPRM	11/30/92	57 FR 56537

Action	Date	FR Cite
ANPRM Comment Period End	03/01/93	
Next Action Undetermined		

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Robert Stohl, Exec. Asst. to Asst. Secretary of Commerce and Commissioner of Patents and Trademarks, Department of Commerce, Patent and Trademark Office, Washington, DC 20231, **703 305-8600**

**RIN:** 0651-AA50

## 772. • INTER PARTES REEXAMINATION

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1.901 to 1.907; 37 CFR 1.909; 37 CFR 1.911; 37 CFR 1.913; 37 CFR 1.915; 37 CFR 1.917; 37 CFR 1.919; 37 CFR 1.921; 37 CFR 1.923

**Legal Deadline:** None

**Abstract:** Proposed rules establish procedures for the Commissioner to reexamine U.S. patents. The rules afford third parties opportunity for greater participation.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Gerald A. Dost, Special Program Examiner, Department of Commerce, Patent and Trademark Office, Commissioner of Patents & Trademarks, Office of Petitions, Crystal Park 1, Rm. 520, **703 305-9282**

**RIN:** 0651-AA79

## DEPARTMENT OF COMMERCE (DOC)

## Proposed Rule Stage

## Patent and Trademark Office (PTO)

## 773. TRADEMARK PROCEDURES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 15 USC 1051 et seq

**CFR Citation:** 37 CFR 2.24; 37 CFR 2.85(e); 37 CFR 2.102(e); 37 CFR 2.119; 37 CFR 2.146(d); 37 CFR 2.162(e); 37 CFR 2.183; 37 CFR 2.33; 37 CFR

2.111(b); 37 CFR 2.80; 37 CFR 2.187; 37 CFR 2.189

**Legal Deadline:** None

## DOC—PTO

## Proposed Rule Stage

**Abstract:** The proposed rule changes concern housekeeping changes to conform the rules to the Trademark Law Revision Act of 1988 and other miscellaneous changes.

**Timetable:** Next Action Undetermined

**Small Entities Affected:** Undetermined

**Government Levels Affected:** None

**Agency Contact:** Lynne Beresford, Trademark Administrator, Department of Commerce, Patent and Trademark Office, Office of Asst. Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3513, **703 308-8900**

**RIN:** 0651-AA46

#### 774. CHANGES TO MAILING PROCEDURES

**Priority:** Informational

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1.1; 37 CFR 1.5; 37 CFR 1.8; 37 CFR 1.10

**Legal Deadline:** None

**Abstract:** Currently all letters and other communications intended for the Patent and Trademark Office must be addressed to "Commissioner of Patents and Trademarks," Washington, DC 20231. The proposed rule change would require incoming mail to be addressed to specific box locations also.

**Timetable:**

Action	Date	FR Cite
NPRM	10/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jeffrey V. Nase, Director, Office of Petitions, Department of Commerce, Patent and Trademark Office, Commissioner of Patents and Trademarks, Washington, DC 20231, **703 305-9285**

**RIN:** 0651-AA70

#### 775. CHANGES IN REQUIREMENTS FOR ADDRESSING TRADEMARK APPLICATIONS AND TRADEMARK-RELATED PAPERS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1.1; 37 CFR 1.8(a)(1); 37 CFR 1.10(b)

**Legal Deadline:** None

**Abstract:** The regulation addresses the change of address for trademark-related

mail sent to the Patent and Trademark Office.

**Timetable:**

Action	Date	FR Cite
Notice of Change of Address	06/06/94	59 FR 29275
NPRM	10/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Lynne Beresford, Trademark Legal Administrator, Department of Commerce, Patent and Trademark Office, Office of the Assistant Commissioner for Trademarks, 2900 Crystal Drive, Arlington, VA 22202-3315, **703 305-9464**

**RIN:** 0651-AA73

#### 776. REVISION OF PATENT AND TRADEMARK FEES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 41; 35 USC 111; 35 USC 6; 35 USC 376; 15 USC 1051; 15 USC 1113; 15 USC 1123; PL 101-508; PL 102-204

**CFR Citation:** 37 CFR 1.16; 37 CFR 1.17; 37 CFR 1.18; 37 CFR 1.19; 37 CFR 1.20; 37 CFR 1.21; 37 CFR 1.26; 37 CFR 1.445; 37 CFR 1.482; 37 CFR 1.492; 37 CFR 2.6

**Legal Deadline:** None

**Abstract:** The Patent and Trademark Office (PTO) proposes to amend its rules of practice to revise patent statutory fees and most trademark fees to reflect fluctuations in the Consumer Price Index (CPI) and other non-statutory patent fees to recover the average costs of providing the goods or services consistent with the Patent and Trademark Authorization Act of 1991 (Public Law 102-204).

**Timetable:**

Action	Date	FR Cite
NPRM Comment	04/00/95	
Period End		

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Robert Kopson, Assistant Director, Office of Planning and Evaluation, Department of Commerce, Patent and Trademark Office, Washington, DC 20231, **703 305-8510**

**RIN:** 0651-AA74

#### 777. EARLY PUBLICATION OF PATENT APPLICATIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1

**Legal Deadline:** None

**Abstract:** Congress is considering legislation that would mandate early publication of pending patent applications, except those under secrecy order. Early publication will require printing some information about pending patent applications 18 months after the effective filing date of each patent application. This rulemaking implements that legislation.

**Timetable:**

Action	Date	FR Cite
Notice of Public Hearing and Request for Public Comments	12/12/94	59 FR 63966

Next Action Undetermined

**Small Entities Affected:** None

**Government Levels Affected:** None

**Additional Information:** This rulemaking incorporates RIN 0651-AA62: Procedures for Amending Patent Applications.

**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Washington, DC 20231, **703 305-8850**

**RIN:** 0651-AA75

#### 778. • SIMPLIFICATION OF THE REQUIREMENTS CONCERNING THE FILING AND PROCESSING OF TRADEMARK APPLICATIONS, INTENT TO USE DOCUMENTS, AND PETITIONS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 15 USC 1123; 35 USC 6

**CFR Citation:** 37 CFR 1.1; 37 CFR 1.6; 37 CFR 1.10; 37 CFR 1.8; 37 CFR 2

**Legal Deadline:** None

**Abstract:** The regulatory changes will simplify the filing and processing of trademark applications, intent-to-use documents, and petitions by eliminating some of the nonstatutory requirements now imposed by the Patent and Trademark Office. The changes will permit applicants to

## DOC—PTO

## Proposed Rule Stage

secure an application filing date more easily, to process their applications with fewer technical requirements and to clarify the process for petitions to the Commissioner. Many applicants now fail to receive a filing date or a trademark registration solely due to very technical requirements imposed by

the Office. These requirements are not imposed by the Lanham Act.

**Timetable:**

Action	Date	FR Cite
NPRM	07/00/95	
NPRM Comment Period End	09/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Lynne Beresford, Trademark Legal Administrator, Department of Commerce, Patent and Trademark Office, 2900 Crystal Drive, Arlington, VA 33303-2513, **703 308-8900**

**RIN:** 0651-AA78

## DEPARTMENT OF COMMERCE (DOC)

### Patent and Trademark Office (PTO)

## Final Rule Stage

#### 779. PATENT TERM EXTENSION APPLICATION REQUIREMENTS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 6; 35 USC 156

**CFR Citation:** 37 CFR 1.740; 37 CFR 1.785

**Legal Deadline:** None

**Abstract:** The regulations pertaining to applications for patent term extension are proposed to be amended to clarify requirements for eligibility and filing.

**Timetable:**

Action	Date	FR Cite
NPRM	11/10/94	59 FR 56015
NPRM Comment Period End	01/12/95	59 FR 56015
Final Action	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Washington, DC 20231, **703 305-8850**

**RIN:** 0651-AA52

#### 780. CROSS APPEALS IN PTO DISCIPLINARY PROCEEDINGS

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 5 USC 500; 15 USC 1123; 35 USC 6; 35 USC 31; 35 USC 32; 35 USC 41

**CFR Citation:** 37 CFR 10.155

**Legal Deadline:** None

**Abstract:** The Patent and Trademark Office (PTO) proposes to allow cross appeals in PTO practitioner disciplinary proceedings and thereby eliminate the need to file contingent notices of appeals.

**Timetable:**

Action	Date	FR Cite
NPRM	07/21/93	58 FR 38994
NPRM Comment Period End	08/20/93	58 FR 38994
Second NPRM	01/23/95	60 FR 4395
NPRM Comment Period End	02/22/95	60 FR 4395
Final Action	00/00/00	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Karen L. Bovard, Director, Office of Enrollment and Discipline, Department of Commerce, Patent and Trademark Office, Box OED, Washington, DC 20231, **703 308-5542**

**RIN:** 0651-AA65

#### 781. ESTABLISHING PRIOR INVENTION TO OVERCOME CITED PATENT

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 6

**CFR Citation:** 37 CFR 1.131

**Legal Deadline:** None

**Abstract:** When an application and a patent are owned by the same party and claim the same patentable invention as defined in rule 601(n), applicant and the Office are placed in a difficult position. Applicant cannot use a rule 131 affidavit to overcome the prior art effect of the 35 USC 102(e) patent, and an interference is not normally declared by the Office between a pending application and a patent belonging to the same party. The amendment of rule 131 will permit applicant to overcome the prior art effect of the patent in these circumstances.

**Timetable:**

Action	Date	FR Cite
NPRM	09/30/94	59 FR 49876

Action	Date	FR Cite
NPRM Comment Period End	12/01/94	
Final Action	06/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Room 919, PK2, Washington, DC 20231, **703 305-8850**

**RIN:** 0651-AA67

#### 782. PATENT APPEALS AND INTERFERENCE RULES

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 6; 35 USC 135

**CFR Citation:** 37 CFR I

**Legal Deadline:** None

**Abstract:** The Patent and Trademark Office is proposing to amend rules relating to patent interference practice, particularly with regard to sanctions against a party, preliminary statements, preliminary motions, and taking testimony.

**Timetable:**

Action	Date	FR Cite
NPRM	10/03/94	59 FR 50181
NPRM Comment Period End	11/30/94	
Final Action	04/00/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Fred E. McKelvey, Chief Administrative Patent Judge, Department of Commerce, Patent and Trademark Office, Box Interference, Commissioner of Patents and Trademarks, Washington, DC 20231, **703 603-3336**

**RIN:** 0651-AA71

## DOC—PTO

## Final Rule Stage

**783. REVISION OF PATENT COOPERATION TREATY PROVISIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 500; 35 USC 6; 35 USC 31; 35 USC 32; 35 USC 41; 35 USC 376**CFR Citation:** 37 CFR 1.412; 37 CFR 1.421; 37 CFR 1.445; 37 CFR 10.9**Legal Deadline:** None

**Abstract:** The proposed regulations provide that if an international application submitted under the Patent Cooperation Treaty is improperly filed with the United States Receiving Office, it will, under certain circumstances, be transmitted to the International Bureau of the World Intellectual Property Organization acting as a Receiving Office. Such transmittal to the International Bureau occurs if a fee is paid and at least one applicant has indicated a residence or nationality in a PCT member country or has no residence or nationality indicated. (The proposal also provides that a person not registered to practice before the USPTO may practice before the U.S. International Searching and Preliminary Examining Authorities if that person

has a right to practice before the International Bureau.)

**Timetable:**

Action	Date	FR Cite
NPRM	06/30/94	59 FR 33707
NPRM Comment Period End	08/29/94	59 FR 33707
Final Action	04/00/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Charles Pearson, PCT Legal Administrator, Department of Commerce, Patent and Trademark Office, Commissioner of Patents and Trademarks, Crystal Park II, Room 919, Washington, DC 20231, **703 308-8900**

**RIN:** 0651-AA72**784. • CHANGES TO IMPLEMENT 20-YEAR PATENT TERM AND PROVISIONAL APPLICATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1; 37 CFR 3**Legal Deadline:** Final, Statutory, June 8, 1995.

**Abstract:** The rules would implement a change to the 17-year patent term from the date of issuance to a 20-year term from the date of filing as required by Public Law 103-465. The rules would also provide for a provisional application, which would permit U.S. inventors to file an initial application that would serve the same function as a foreign priority application for non-U.S. inventors.

**Timetable:**

Action	Date	FR Cite
NPRM	12/12/94	59 FR 63951
NPRM Comment Period End	02/17/95	59 FR 63951
Final Action	04/00/95	
Final Action Effective	06/08/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Stephen G. Kunin, Deputy Assistant Commissioner for Patent Policy and Projects, Department of Commerce, Patent and Trademark Office, Washington, DC 20231, **703 305-8850**

**RIN:** 0651-AA76
**DEPARTMENT OF COMMERCE (DOC)**  
**Patent and Trademark Office (PTO)**

## Completed/Longterm Actions

**785. CHANGES IN COMPUTER PROGRAM LISTINGS FILED IN PATENT APPLICATIONS****CFR Citation:** 37 CFR 1.96**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** J. Michael Thesz, **703 305-8813****RIN:** 0651-AA58**Government Levels Affected:** None**Agency Contact:** Stephen G. Kunin, **703 305-8850****RIN:** 0651-AA62**Legal Deadline:** None

**Abstract:** The Patent and Trademark Office is issuing guidelines to establish the policies and procedures to be followed by an Examiner when examining applications for compliance with the utility requirement of 35 USC 101. The guidelines also address issues that may arise during examination of applications claiming protection for inventions in the field of biotechnology and human therapy. The guidelines are accompanied by an overview of applicable legal precedent governing the utility requirement.

**Timetable:**

Action	Date	FR Cite
NPRM	01/03/95	60 FR 97
NPRM Comment Period End	02/24/95	60 FR 97
Withdrawn	04/01/95	

**Small Entities Affected:** None**Government Levels Affected:** None

**Agency Contact:** Jeff Kushan, Off. of Legislation & International Affairs,

**786. PROCEDURES FOR AMENDING PATENT APPLICATIONS****CFR Citation:** 37 CFR 1.121; 37 CFR 1.122; 37 CFR 1.124**Completed:**

Reason	Date	FR Cite
Merged with RIN 0651-AA75	01/18/95	

**Small Entities Affected:** None**787. CHANGES IN PATENT AND TRADEMARK ASSIGNMENT PRACTICE****CFR Citation:** 37 CFR 3**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None**Government Levels Affected:** None**Agency Contact:** Patrick Rowe, **703 308-9743****RIN:** 0651-AA64**788. • UTILITY EXAMINATION GUIDELINES****Legal Authority:** 35 USC 101**CFR Citation:** None

## DOC—PTO

## Completed/Longterm Actions

Department of Commerce, Patent and  
Trademark Office, Washington, DC  
20231, **703 305-9300**  
**RIN: 0651-AA77**

**DEPARTMENT OF COMMERCE (DOC)**  
**Technology Administration (TA)**

## Prerule Stage

**789. PROMOTION OF PRIVATE  
SECTOR INDUSTRIAL TECHNOLOGY  
PARTNERSHIPS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 15 USC 1512; 15 USC  
3710; 15 USC 205a

**CFR Citation:** 15 CFR 1160 subpart A

**Legal Deadline:** None

**Abstract:** 15 CFR part 1160 subpart A  
will be reviewed to determine if it is  
consistent with existing technology  
policies relating to industry roadmaps.

**Timetable:**

Action	Date	FR Cite
ANPRM	00/00/00	

**Small Entities Affected:** Undetermined

**Government Levels Affected:**  
Undetermined

**Agency Contact:** Mark Bohannon,  
Chief Counsel for Technology  
Administration, Department of  
Commerce, Technology Administration,  
Washington, DC 20230, **202 482-1984**

**RIN: 0692-AA13**

**DEPARTMENT OF COMMERCE (DOC)**  
**Technology Administration (TA)**

## Final Rule Stage

**790. RIGHTS TO INVENTIONS MADE  
BY NONPROFIT ORGANIZATIONS  
AND SMALL BUSINESS FIRMS  
UNDER GOVERNMENT GRANTS,  
CONTRACTS AND COOPERATIVE  
AGREEMENTS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 35 USC 206

**CFR Citation:** 37 CFR 401

**Legal Deadline:** None

**Abstract:** The Under Secretary for  
Technology plans to allow electronic  
reporting of inventions.

**Timetable:**

Action	Date	FR Cite
Final Action	06/00/95	

**Small Entities Affected:** Undetermined

**Government Levels Affected:** Federal

**Agency Contact:** Jon Paugh, Acting  
Director, Technology Competitiveness,  
Department of Commerce, Technology  
Administration, Washington, DC 20230,  
**202 482-2100**

**RIN: 0692-AA14**

**DEPARTMENT OF COMMERCE (DOC)**  
**Technology Administration (TA)**

## Completed/Longterm Actions

**791. LICENSING OF GOVERNMENT-  
OWNED INVENTIONS**

**CFR Citation:** 37 CFR 404; 37 CFR 102

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jon Paugh, **202 482-  
2100**

**RIN: 0692-AA04**

**792. ADMINISTRATION OF A  
UNIFORM PATENT POLICY WITH  
RESPECT TO DOMESTIC RIGHTS IN  
INVENTIONS MADE BY GOVERNMENT  
EMPLOYEES**

**CFR Citation:** 37 CFR 501; 37 CFR 101

**Completed:**

Reason	Date	FR Cite
Withdrawn	04/14/95	

**Small Entities Affected:** None

**Government Levels Affected:** None

**Agency Contact:** Jon Paugh, **202 482-  
2100**

**RIN: 0692-AA05**

DEPARTMENT OF COMMERCE (DOC)

United States Travel and Tourism Administration (USTTA)

Completed/Longterm Actions

793. GUIDELINES AND PROCEDURES TO PROVIDE FINANCIAL ASSISTANCE TO COOPERATIVE TOURISM MARKETING PROGRAMS FOR INTERNATIONAL TOURISM TRADE DEVELOPMENT	Completed:			Agency Contact: Karen M. Cardran, 202 482-1904  RIN: 0644-AA02 [FR Doc. 95-5744 Filed 05-05-95; 8:45 am]  BILLING CODE 3510-BW-F
	Reason	Date	FR Cite	
	Withdrawn	04/01/95		
	Small Entities Affected: None			
CFR Citation: 15 CFR 1200	Government Levels Affected: None			